

Town of Sharon

Annual Report 2004



Class of 1964 40th Year Reunion

IMPORTANT TELEPHONE NUMBERS

	<u>Emergencies</u>	<u>Regular Business</u>
AMBULANCE	911	784-1522
POLICE DEPT.	911	784-1587
FIRE DEPT.	911	784-1522
CIVIL DEFENSE	784-5631	
HIGHWAY, WATER		
Weekdays	784-1525	
Nights, Weekends,		
Holidays	784-1587	

FOR INFORMATION ON:

Aging, Programs for	Community Center	784-8000
Assessments	Assessors	784-1507
Birth Certificates	Town Clerk	784-1505
Building Permits	Building Inspector	784-1529
Conservation	Conservation Commission	784-1511
Death Certificates	Town Clerk	784-1505
Dog Licenses	Town Clerk	784-1505
Elections	Town Clerk	784-1505
Engineering	Engineer	784-1525
Refuse Collection	DPW	784-1525
Housing, Elderly	Hixson Farm Complex	784-2733
Marriage Certificates	Town Clerk	784-1505
Medicaid/Transitional Asst.	State Welfare	1-800-249-2007
Mortgages, Chattel	Town Clerk	784-1505
Mosquito Control	Norfolk County Control	781-762-3681
Recreation	Community Center	784-1530
Schools	Superintendent's Office	784-1570
Self-Help	Brockton Office	508-588-5440
Snow Removal	DPW	784-1525
Streets	DPW	784-1525
Tax Assessments	Assessors	784-1507
Taxes, Collection	Tax Collector	784-1500
Trees	DPW	784-1525
Voting & Registration	Town Clerk	784-1505
Water	DPW	784-1525
Welfare/Transitional Asst.	State Welfare	1-800-249-2007
Wiring	Wiring Inspector	784-1525
Zoning	Building Inspector	784-1529

CITIZENS INFORMATION SERVICE

1-800-392-6090

Citizens Information Service, a division of the Dept. of the Secretary of State, is an information and referral agency on all aspects of state government.



ANNUAL REPORT

To the Citizens
of the
TOWN OF SHARON



2004

Front Cover: 40th-Year Reunion Photo: Gene Katz, Bob Pliskin
Courtesy: SHS Class of 1964

Back Cover & Inside
Kindergarten Photos: Bob Pliskin, Jack Pransky, Margie (Brown) Pratt,
Jody (MacPhail) Fisher

Photoshop and restorations: Bob Pliskin

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THE FIRST OF THE BABY BOOMERS
THE CLASS OF 1964
Ilan Fisher

Some talk about the Big Bang as the start of it all. But on a less cosmic level, here in Sharon and all across America, it was the Big Boom that blew apart the known world and shot it off into outer space and to unknown places. Instead of hydrogen atoms hurtling, it was diapers dipping, and where $e=mc^2$ held sway in one realm, the really important formulas were tested not on physicists' blackboards but on mothers' arms. And the cause of all the hullabaloo? Well the Boomers, of course. And at the head of the charge, the horde at the gate ba-boomed the Class of 1964.

"Five years ago," wrote Superintendent of Schools, Herman H. Richardson, in the 1951 Annual Report, "the best possible estimates showed an expected gain in school population of 253, or 35 per cent in five years. The actual gain was 387, or 53 per cent.... In 1946 no one knew that the number of new families would even approximate the number that we actually now have."

Mr. Richardson, say hello to the Class of 1964 and pass the fricassee hamburger on mashed potatoes and cherry cobbler, please.

The Sharon High School Class of 1964 entered kindergarten in September of 1951. The town report for that year indicates that as of October 1, 1951, 129 students attended the School Street School, the town's kindergarten. (The building now houses the Sharon School Administration.) They were taught by two wonderful teachers: Miss Emma Harris and Mrs. Beryl Hamer.

The numbers could have been worse. "Unofficial 1951 census figures listed 145 as [kindergarten] eligible on October 1," wrote Richardson. "Some eligible children do not attend kindergarten.... One unpleasant truth stares us in the face—we must build MORE CLASSROOMS SOON. This is not a scare technique. It is based on definite evidence."

Beware the Boom!

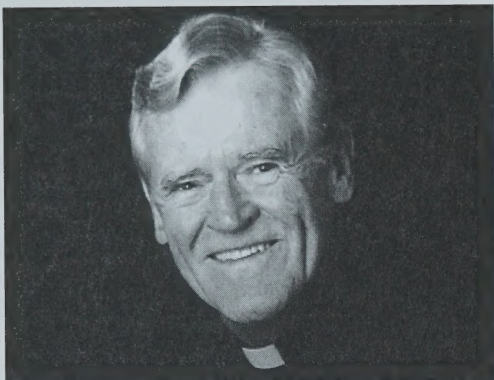
That same October 1, 1951, only 45 students were enrolled as Sharon High seniors: enrollment for the entire Sharon High School, grades 9-12, was 190 students.

This year's Annual Report recognizes the irreversible economic upheaval visited upon our once-sleepy hamlet by the first Boomers, the Class of 1964. Congratulations on your 40th-year Reunion.









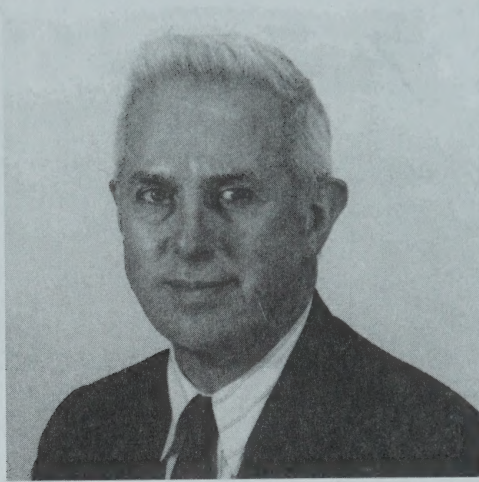
IN MEMORIAM

FR. ROBERT W. BULLOCK

1929 - 2004

Pastor of Our Lady of Sorrows, 1978 - 2004

Father Bullock chaired the Community Youth Coalition during the early years, served on the first Council on Aging, was one of the founders of the "No Place for Hate" Program, was the brain behind the Sharon Family Week Celebration, was the recipient of the Rotary Club "Citizen of the Year" Award, and received the Town "Recognition Award" at the Summer Concert Series for his far-reaching efforts in the community.



IN MEMORIAM

FRANK I. SULLIVAN

1920 - 2004

WARRANT COMMITTEE 1959 - 1965
FIRST GOVERNMENT STUDY COMMITTEE 1959 - 1967
BOARD OF SELECTMEN 1966 - 1972
FRIENDS OF THE COUNCIL ON AGING 1990 - 2004

Mr. Sullivan was noted for acquisition of
the Community Center property and building,
creation of the Recreation Department,
Executive Secretary position,
Route 1 business and industrial area,
Hixson Farm affordable housing, and as a
tireless advocate on behalf of senior citizens.

PRESIDENTIAL PRIMARY

MARCH 2, 2004

Pursuant to the provisions of the Warrant of February 10, 2004, the inhabitants of the Town of Sharon qualified to vote in elections met in the Sharon High School Gymnasium at 7:00 A.M., Tuesday, March 2, 2004. The meeting was called to order by Town Clerk Marlene B. Chused, who read the call and return of the warrant. The warden for the election was Lynne M. Callanan. The wardens for Precincts 1, 2, 3, 4, and 5 were named as follows: Susan Slater, Barbara Testa, Marilyn Lamb, Shirley Schofield, Doris Grahn. Clerks and workers were Ellen Mirson, Shelley Spar, Roberta Wasif, Marcia Shapiro, Randie Groden, Celina Sondheim, Ardeth Parrish, Doris Gladstone, Ann Loiselle, Elise Popkin, Lori Small, Trudy Leonard, Joel Alpert, Judy Silverman, Mollie Sonion, Ilan Fisher, Lois Wallenstein, Herb Silverman, Herb Pozner, Hy Lamb, Phill Chapman, Jim Testa, Barry Zlotin, Joseph Petrosky, Kevin Callanan, Brian D'Arcy, Gordon Gladstone, Arlene Weingast, Peggy Farretta, Judy Karlin, Ellen Michelson, and Beth Kourafas, Assistant Town Clerk. The ballot boxes were shown to be empty and registered zero; the ballot boxes were locked and the keys delivered to Officer of the Day Michael Hocking. All election officers and workers were sworn.

At 8:05 P.M. the polls were declared closed. Total votes were as follows:

Precinct	Democratic	Republican	Libertarian	Green	Rainbow	Total
1	756	87	2	1		846
2	792	107	1	1		901
3	809	126	1	2		938
4	641	87	1	1		730
5	740	115	3	0		858
Total	3,738	522	8	5		4,273.

The ballots were canvassed according to the law by an OPTECH III-P Eagle Precinct Ballot Tabulator. Results were transcribed on summary sheets and declaration was made by Town Clerk Marlene B. Chused at 8:45 P.M. as follows:

PRECINCT	DEMOCRATIC					TOTALS
	1	2	3	4	5	
PRESIDENTIAL PREFERENCE						
RICHARD GEPHARDT	1	2	1	3	0	7
JOSEPH LIEBERMAN	37	19	23	25	17	121
WESLEY K. CLARK	2	5	2	4	8	21
HOWARD DEAN	18	14	19	13	12	76
CAROL MOSELEY BRAUN	3	2	0	2	0	7
JOHN EDWARDS	104	116	118	104	116	558
DENNIS J. KUCINICH	26	11	18	14	22	91
JOHN F. KERRY	549	596	609	461	552	2,767

DEMOCRATIC

PRECINCT	1	2	3	4	5	TOTALS
PRESIDENTIAL PREFERENCE						
LYNDON H. LAROCHE, JR.	1	1	0	0	0	2
AL SHARPTON	5	4	4	5	2	20
NO PREFERENCE	5	14	7	5	6	37
WRITE-IN	0	1	2	0	2	5
BLANK	5	7	6	5	3	26
TOTALS	756	792	809	641	740	3,738

STATE COMMITTEE MAN - BRISTOL & NORFOLK

DISTRICT						
WILLIAM R. KEATING	622	-	-	523	615	1,760
WRITE-IN	4	-	-	1	2	7
BLANK	130	-	-	117	123	370
TOTALS	756	-	-	641	740	2,137

STATE COMMITTEE MAN - NORFOLK, BRISTOL, & PLYMOUTH

DISTRICT						
STEVEN J. FRADKIN	-	453	456	-	-	909
WRITE-IN	-	3	9	-	-	12
BLANK	-	336	344	-	-	680
TOTALS	-	792	809	-	-	1,601

STATE COMMITTEE WOMAN - BRISTOL & NORFOLK

DISTRICT						
CLAIRE B. NAUGHTON	476	-	-	406	461	1,343
WRITE-IN	3	-	-	1	4	8
BLANK	277	-	-	234	275	786
TOTALS	756	-	-	641	740	2,137

STATE COMMITTEE WOMAN - NORFOLK, BRISTOL, & PLYMOUTH DISTRICT

MARILYN D. SULLIVAN	-	434	454	-	-	888
WRITE-IN	-	3	4	-	-	7
BLANK	-	355	351	-	-	706
TOTALS	-	792	809	-	-	1,601

TOWN COMMITTEE

WILLIAM R. KEATING	555	573	590	468	534	2,720
MICHAEL L. COOK	364	347	369	289	349	1,718
JANIS R. EDINBURGH	371	342	376	310	349	1,748
E. DAVID LEVY	377	346	372	302	352	1,749
JANE DESBERG	374	377	418	317	363	1,849
MITCHELL BLAUSTEIN	399	409	435	324	378	1,945
COLLEEN M. TUCK	422	387	414	329	377	1,929
STEPHEN H. ELKIN	363	318	351	278	333	1,643
SAUL P. HELLER	345	316	361	282	331	1,635
DAVID R. GORDON	344	314	363	282	330	1,633
CHICKIE D. MONAHAN	341	308	338	276	320	1,583
RONI THALER	399	386	429	318	373	1,905

PRECINCT	1	2	3	4	5	TOTALS
TOWN COMMITTEE						
ANNE M. CARNEY	375	328	376	305	366	1,750
MINDY MARCIA KEMPNER	365	313	358	290	327	1,653
ANDREW NEBENZAHL	386	348	381	307	354	1,776
RONNA BERNSTEIN WALLACE	356	319	358	279	328	1,640
MARGUERITE A. MURPHY	363	341	361	290	328	1,683
JACK CONNORS	402	355	403	329	372	1,861
JONATHAN C. RUTLEY	340	328	344	279	314	1,605
LOUIS L. KAFKA	512	501	542	413	488	2,456
LILLIAN D. SAVAGE	408	386	396	326	387	1,903
ALFRED D. SAVAGE	371	342	368	302	353	1,736
ELIZABETH ANNE FORSYTHE	344	308	341	281	332	1,606
WILLIAM R. FORSYTHE	345	303	336	279	328	1,591
LINDA R. COOLEY	353	365	379	283	334	1,714
HELEN C. ALPERT	339	314	346	275	325	1,599
WILLIAM A. HEITIN	358	337	371	301	340	1,707
SANDRA ATLAS-GORDON	339	309	353	282	325	1,608
THOMAS R. TAYLOR	335	308	337	269	315	1,564
SUSAN D. KEATING	384	356	409	344	378	1,871

REPUBLICAN

PRECINCT	1	2	3	4	5	TOTALS
PRESIDENTIAL PREFERENCE						
GEORGE W. BUSH	76	89	107	74	100	446
NO PREFERENCE	7	9	13	6	13	48
WRITE-IN	3	0	4	2	1	10
BLANK	1	9	2	5	1	18
TOTALS	87	107	126	87	115	522

STATE COMMITTEE MAN - BRISTOL & NORFOLK

DISTRICT

MATTHEW P. KESWICK	25	-	-	20	35	80
WILLIAM E. ADAMS	29	-	-	30	35	94
WRITE-IN	1	-	-	0	0	1
BLANK	32	-	-	37	45	114
TOTALS	87	-	-	87	115	289

STATE COMMITTEE MAN - NORFOLK, BRISTOL, & PLYMOUTH

DISTRICT

JOHN D. BOYLE	-	64	83	-	-	147
WRITE-IN	-	0	3	-	-	3
BLANK	-	43	40	-	-	83
TOTALS	-	107	126	-	-	233

**STATE COMMITTEE WOMAN -
BRISTOL & NORFOLK DISTRICT**

DANIELLE FISH	0	-	-	1	18	1
WRITE-IN	6	-	-	8	97	32
BLANK	81	-	-	78	115	256
TOTALS	87	-	-	87		289

**STATE COMMITTEE WOMAN -
NORFOLK, BRISTOL, & PLYMOUTH
DISTRICT**

MIMI SUNDSTROM	-	62	82	-	-	144
WRITE-IN	-	0	2	-	-	2
BLANK	-	45	42	-	-	87
TOTALS	-	107	126	-	-	233

TOWN COMMITTEE

LEE BARRON WERNICK	40	35	65	36	47	223
ROGER L. BRIDGEMAN	39	28	55	37	56	215
MARCIA P. BRIDGEMAN	40	29	55	38	57	219
HYMAN STRAMER	47	30	51	40	47	215
ROBERT P. BERISH	43	41	67	42	56	249
EARL GASHIN	32	32	51	32	41	188
JOHN A. BLUMENTHAL	32	34	48	36	41	191
RONALD P. ROGERS	36	35	51	33	46	201
GLEN MAURER	30	32	52	34	39	187
JOSEPH REITER	31	33	49	30	38	181
ELLIOT SCHNEIDER	32	32	54	32	37	187
WILLIAM D. KASIMER	33	31	43	31	36	174
TINA N. KASIMER	34	32	47	37	37	187
MICHAEL A. FISH	35	36	55	32	45	203
JENNIFER ROGERS	2	1	1	2	1	7
STEPHEN ROTMAN	2	1	1	2	1	7
JOSEPH MCCLUSKEY	2	1	1	2	1	7
ROBERT MERRITT		1	1	2	1	7

LIBERTARIAN

PRECINCT	1	2	3	4	5	TOTALS
PRESIDENTIAL PREFERENCE						
JEFFREY DIKET	0	0	0	0	0	0
RUBEN PEREZ	0	0	0	0	0	0
AARON RUSSO	0	0	0	0	0	0
MICHAEL BADNARIK	1	0	0	0	0	1
GARY NOLAN	0	0	0	0	1	1
NO PREFERENCE	0	0	1	0	0	1
WRITE-IN	0	0	0	0	0	0
BLANK	1	1	0	1	2	5
TOTALS	2	1	1	1	3	8

STATE COMMITTEE MAN - BRISTOL & NORFOLK

DISTRICT

WRITE-IN	0	-	-	0	0	0
BLANK	2	-	-	1	3	6
TOTALS	2	-	-	1	3	6

STATE COMMITTEE MAN - NORFOLK, BRISTOL, & PLYMOUTH

DISTRICT

WRITE-IN	-	0	0	-	-	0
BLANK	-	1	1	-	-	2
TOTALS	-	1	1	-	-	2

STATE COMMITTEE WOMAN - BRISTOL & NORFOLK

DISTRICT

WRITE-IN	0	-	-	0	0	0
BLANK	2	-	-	1	3	6
TOTALS	2	-	-	1	3	6

STATE COMMITTEE WOMAN - NORFOLK, BRISTOL, & PLYMOUTH DISTRICT

WRITE-IN	-	0	0	-	-	0
BLANK	-	1	1	-	-	2
TOTALS	-	1	1	-	-	2

TOWN COMMITTEE

WRITE-IN	0	0	0	0	0	0
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GREEN-RAINBOW

PRECINCT	1	2	3	4	5	TOTALS
PRESIDENTIAL PREFERENCE						
KENT MESPLAY	0	0	0	0	0	0
LORNA SALZMAN	0	0	0	1	0	1
PAUL GLOVER	0	0	0	0	0	0
DAVID COBB	0	0	2	0	0	2
NO PREFERENCE	0	0	0	0	0	0
WRITE-IN	0	0	0	0	0	0
BLANK	1	1	0	0	0	2
TOTALS	1	1	2	1	0	5

STATE COMMITTEE MAN - BRISTOL & NORFOLK

DISTRICT

WRITE-IN	0	-	-	0	0	0
BLANK	-	1	-	1	0	2
TOTALS	1	-	-	1	0	2

STATE COMMITTEE MAN - NORFOLK, BRISTOL, & PLYMOUTH

DISTRICT

WRITE-IN	-	0	0	-	-	0
BLANK	-	1	2	-	-	3
TOTALS	-	1	2	-	-	3

STATE COMMITTEE WOMAN - BRISTOL & NORFOLK

DISTRICT

WRITE-IN	0	-	-	0	0	0
BLANK	1	-	-	1	0	2
TOTALS	1	-	-	1	0	2

STATE COMMITTEE WOMAN - NORFOLK, BRISTOL, &
PLYMOUTH DISTRICT

WRITE-IN	-	0	0	-	-	0
BLANK	-	1	2	-	-	3
TOTALS	-	1	2	-	-	3

TOWN COMMITTEE

WRITE-IN	0	0	0	0	0	0
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Total Registered Voters: 11,902

Percent Voting: 36%

Absentee: 197

Total Votes Cast: 4,273

SPECIAL TOWN ELECTION

MARCH 2, 2004

Pursuant to the provisions of the Warrant of January 13, 2004, the inhabitants of the Town of Sharon qualified to vote in elections met in the Sharon High School Gymnasium at 7:00 A.M., Tuesday, March 2, 2004. The meeting was called to order by Town Clerk Marlene B. Chused, who read the call and return of the warrant. The warden for the election was Lynne M. Callanan. The wardens for Precincts 1, 2, 3, 4, and 5 were named as follows: Jini Karelitz, Mildred Worthley, Teri Spevock, Lorraine Forman, Betty Ann De Cesare. Clerks and workers were Shelley Hatch, Robert Hall, Gail Moore, Mary Jo Roach, Lynne Roach, Frances Darrow, Carol Brown, Sandy Shmaryahu, Mary Waltuck, Ruth Grandberg, Helen Bouffard, Hy Lamb, Adrienne Newell, Nancy Kritzman, David Jacobs, Jody Gold, Sharon Grahn, Ruth Zaleski, Phill Chapman, Susan Alpert, Herb Pozner, Jim Testa, Barry Zlotin, Kevin Callanan, Joseph Petrosky, Brian D'Arcy, Becky Osborne, and Beth Kourafas, Assistant Town Clerk. The ballot boxes were locked and the keys delivered to Officer of the Day Michael Hocking. All election officers and workers were sworn.

At 8:05 P.M. the polls were declared closed. Total votes were as follows: Precinct 1 - 878; Precinct 2 - 959; Precinct 3 - 994; Precinct 4 - 762; Precinct 5 - 896. Total votes cast - 4,489. Absentee ballots cast - 190. The ballots were canvassed according to the law by an OPTECH III-P Eagle Ballot Tabulator. Results were transcribed on summary sheets and declaration was made by Town Clerk Marlene B. Chused at 8:30 P.M.

QUESTION NO. 1 Shall the Town of Sharon be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the bond issued in order to add such sum to the Conservation Commission Land Acquisition Account so that the Commission may acquire by gift or purchase, in the name of the Town for conservation purposes, the fee in and/or a Conservation Restriction on the following parcel of land:

The property known as Rattlesnake Hill, situated in Sharon, Massachusetts, located on the easterly side of Mountain Street, consisting of 339.40 acres +/- and containing Lots AA, 6, 7, 15, 16, 17, 21, 22, 23, 24, 25 and 26 as shown on a "Plan of Land, Mountain Street in Sharon, Mass.," dated May 6, 1996, Youngquist, James & Associates, Inc., recorded in the Norfolk County Registry of Deeds on May 30, 1996, in Plan Book 439, Plan No. 293, or as the same may be more particularly described.

And further, that if the Town proceeds with a proposed above-ground water storage tank, standpipe, and water pressure system, or a fire department substation, on a portion of the property consisting of not

more than two acres, the location and exact size of said portion as to be determined by the Board of Selectmen and the Conservation Commission, such portion of the property shall be excluded from the conservation restrictions placed upon the acquired land.

Provided, however, that any such acquisition by purchase shall not be made, unless an amount of money is made available by the Commonwealth of Massachusetts, or such other third party as may be available, to provide the balance of the purchase price for the aforesaid acquisition.

PRECINCT	1	2	3	4	5	TOTAL
YES	682	691	687	520	606	3,186
NO	195	264	302	235	282	1,278
Blanks	1	4	5	7	8	25

Total Registered Voters: 11,926
Percent Voting: 38%
Absentee: 190
Total Votes Cast: 4,489

ANNUAL TOWN MEETING

MAY 3, 2004

Pursuant to the provisions of the warrant of April 7, 2004, the inhabitants of the Town of Sharon qualified to vote in town affairs met at the Arthur E. Collins Auditorium at 7:00 P.M.

The meeting was called to order by Moderator Paul E. Bouton. The Moderator said that in the absence of any objection he would assume that there was unanimous consent to waive the reading of the call and return of the warrant by Town Clerk Marlene B. Chused. There was no objection to this request. The invocation was offered by Father Robert Bullock.

The Moderator said that in the absence of any objection he would assume that there was unanimous consent to allow the following non-voters to address the meeting: Eric Hooper, Peter O'Cain, Dick Gelerman, Bill Mendelsohn, Rob Uyttebroek, Mark Mazur, Claire Jackson, Dave Clifton and Norma Fitzgerald.

VOTED UNANIMOUSLY: That whenever at this Town Meeting a majority or two thirds vote is required by statute, by-law or rule of procedure, a count need not be taken, or recorded by the clerk, but may be publicly declared by the moderator. If a vote so declared is immediately questioned by seven or more voters, the count shall be taken, and the vote shall be recorded by the clerk; provided, however, that if the vote is unanimous, a count need not be taken and the clerk shall record the vote as unanimous.

VOTED UNANIMOUSLY: That this Town Meeting be adjourned to reconvene at this auditorium upon adjournment or dissolution of the Special Town Meeting within the Annual Meeting of May 3, 2004.

SPECIAL TOWN MEETING WITHIN THE ANNUAL TOWN MEETING

The meeting was called to order by Moderator Paul E. Bouton.

ARTICLE 1.

VOTED UNANIMOUSLY: That the Town transfer from the Water Surplus Account as voted under Article 8 of the May 12, 2003 Annual Town Meeting, the sum of \$290;000 to be expended by the Board of Selectmen as Water Commissioners or by the Board of Selectmen so that the Town may acquire by gift, purchase or eminent domain under Massachusetts General Laws Chapter 79 and/or Chapter 40, S39B, for water supply and resource preservation and protection including well head protection

purposes, the fee in the following parcels of land or portions thereof:

The property now owned by the Massachusetts Bay Transportation Authority situated in Sharon Massachusetts, located off Maskwonicut Street, consisting of 28.95 acres +/- and as shown on the Sharon Assessor's Map 119 as Parcel 041, Lot 000, or as the same may be more particularly described;

The property now owned by the Massachusetts Bay Transportation Authority situated in Sharon Massachusetts, located off Maskwonicut Street, consisting of 1.34 acres +/- and as shown on the Sharon Assessor's Map 101 as Parcel 009, Lot 000, or as the same may be more particularly described; and to authorize the Board of Selectmen as Water Commissioners or the Board of Selectmen to enter into such agreements and execute such documents as may be necessary to accomplish the foregoing.

ARTICLE 2.

VOTED UNANIMOUSLY: That the Town amend the vote taken under Article 28 of the 2003 Annual Town Meeting regarding the substitution of land for Parcel "S" at Quail Ridge.

The purpose of the amendment will be to purchase, for conservation purposes, in substitution for said Parcel "S", only the land situated in the Town of Sharon off Lake Massapoag, consisting of 3.53+/- acres and as shown on the Sharon Assessor's Map 72 as Parcel 138-000, identified as "5 Manor Lane" and not the land located opposite Manor Lane along Lake Massapoag, consisting of 0.096+/- acres as shown on the Sharon Assessor's Map 62 as Parcel 19-2.

VOTED UNANIMOUSLY: That this Special Town Meeting within the Annual Meeting be dissolved.

ANNUAL TOWN MEETING

MAY 3, 2004

ARTICLE 1.

VOTED: That the Town elect to the Finance Committee the following named:

William A. Heitin - 7 Inca Trail
Gloria J. Rose - 8 Margaret Road
Kenneth R. Goldberg - 28 Castle Drive
Brian F. Fitzgerald - 35 Livingston Road

VOTED: That the following people be named to the Finance Committee Nominating Committee:

David C. Fixler - 81 Bishop Road
Janis R. Edinburgh - 9 Meadowlark Lane
Eugene R. Ellis - 5 Marcus Road
Corey W. Snow - 95 South Main Street
Alice H. Cheyer - 1 Glenview Road

ARTICLE 2.

VOTED UNANIMOUSLY: That the reports of the various officials, boards and committees be received for filing.

ARTICLE 3.

VOTED UNANIMOUSLY:

- A. That the Town Clerk cast one ballot for the Trustees of the Dorchester and Surplus Revenue School Funds as follows:
Robert Uyttebroek, Francis I. Sullivan and George E. Donovan
- B. That the Town Clerk cast one ballot for the Trustees of the Edmund H. Talbot Fund as follows:
Albert F. Blackler and Eleanor M. Herburger
- C. That the Town Clerk cast one ballot for the Trustees of the Sharon Friends School Fund as follows:
Priscilla Levenson, Eleanor M. Herburger, Joseph Petrosky, Robert Uyttebroek and Corrine Hershman; and,
- D. To accept the report of the donors of the Sharon Friends School Fund.

ARTICLE 4.

VOTED: That the Town amend the Personnel By-Law of the Town of Sharon as printed beginning on page 2 and ending on page 10 of the Annual Meeting Warrant, except for the following changes:

- A. Page 5, Under MP2, Strike out the word "Nurse"
- B. Page 5, Under MP3, Add the word "Nurse" to "Part-time Public Health"

- C. Page 7, Under OC-3a, Strike out the words "Bus/Van Driver"
- D. Page 7, Under OC-5, Add: "Bus/Van Driver"
- E. Page 7, Under OC-4a, Add: "Secretary to Fire Department"
- F. Page 7, Under OC-4b, Add: "Secretary to Recreation Department"

A. By adopting as amendments to said By-Law, the following interim and/or emergency changes, additions or deletions made by the Personnel Board in its authority under Section 2.6 of the By-Law:

- 1) To change the title of Administrative Fire Secretary/Ambulance Records Supervisor to Administrative Assistant to the Fire Chief/Ambulance Record Supervisor, as well as change the classification for this position within the Office Occupation Category to an OC-3b from a OC-4a effective April 10, 2003.

B. By striking out all classification schedules and pay schedules in Appendix A and Appendix B and substituting new classification schedules and new pay schedules Appendix A and Appendix B as of July 1, 2004, except as other dates are specified.

APPENDIX A

THE FOLLOWING POSITIONS CONTAINED WITHIN CLASSIFICATION SCHEDULE SECTION ENTITLED 1.100-1.300 WITH ASSOCIATED PAY SCHEDULE SECTION 2.100-2.300 ARE NOT COVERED BY COLLECTIVE BARGAINING AGREEMENTS.

EXECUTIVE CATEGORY JULY 1, 2004 - JUNE 30, 2005

SECTION 1.100 CLASSIFICATION SCHEDULE

SECTION 2.100 PAY SCHEDULE/ANNUALLY

CODE

E-1	Police Chief	\$	117,372
E-1	Superintendent of Public Works	\$	86,528*
E-1	Fire Chief	\$	85,771
E-3	Treasurer/Collector D.P. Mgr.	\$	73,937**
E-3	Town Engineer	\$	70,000
E-3	Data Processing Systems Administrator	\$	73,545
E-3	Library Director	\$	70,176
E-3	Recreation Director	\$	68,141
E-3	Town Accountant	\$	63,186
E-4	Administrative Assessor	\$	61,878
E-4	Council on Aging Exec. Dir.	\$	54,648

- * Does not include \$100/week stipend for providing Town Engineer administrative services, which when added to the proposed FY05 \$86,528 base salary results in an adjusted base salary of \$91,728/year.
- ** Does not reflect Data Processing Manager additional compensation of \$10,102/yr (see miscellaneous category).

SECTION 1.200
CLASSIFICATION SCHEDULE

SECTION 2.000
PAY SCHEDULE

ADMINISTRATIVE SECRETARY
BOARD OF SELECTMEN (HRLY)

Effective 7/1/04

Steps	Min	2	3	4	5	6	7	8	9	Max
Hrly	22.34	22.86	23.36	23.89	24.42	24.97	25.53	26.11	26.70	27.30

Note: Position is hereby entitled to benefits provided to ATP/MP Association per contract provisions as follows: Article III "Longevity," Article IV "Leave," Article V "Sick Leave," Article VI "Hours of Work" (with premium rates applicable after 37.5 hrs/wk), Article VII "Miscellaneous Benefits" (J)Special Eyeglasses and (L) Fitness Club.

SECY-BOARD OF SELECT/ELEC. SECY (HRLY)

Effective 7 /1/04

Steps	Min	2	3	4	5	6	7	8	9	Max
hrly	16.76	17.10	17.43	17.78	18.14	18.50	18.87	19.25	19.63	20.03

Note: Position is hereby entitled to contract benefit provisions per Agreement between Town and Sharon Municipal Employees Association (SMEA)as follows: Article 7, "Hours of Work," Article 8 " Sick Leave," Article 9 "Vacations," Article 10 "Holiday," Article 12 "Insurance," Article 13(g) "Longevity," Article 17 "Bereavement Leave," Article 23(3) "Technological Change," Article 29 "Fitness Club."

MISCELLANEOUS

SECTION 1.300
CLASSIFICATION SCHEDULE
EFFECTIVE JULY 1, 2004

SECTION 2.300
PAY SCHEDULE

TITLE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
VETERANS' AGENT (YRLY)					11,479.00
SEALER OF WEIGHTS/MEASURES (YRLY)					3,278.00
ANIMAL CONTROL OFFICER FILL-IN (DAILY/VACATION)					36.05/51.50
ANIMAL INSPECTOR (YRLY)					3,090.00
CUST/MAINT (HOURLY)	6.40	6.59	6.78	6.98	
DPW TEMP/SUMMER LABOR (HRLY)	7.98	8.74	9.56		
ADM. SECRETARY - FINANCE COMM. (HRLY)	10.66	11.93	12.86	13.51	15.59
INTERIM PUBLIC HEALTH NURSE					21.00
STANDING BLDG COMM. (HRLY)					18.72
DATA PROCESSING MGR (yearly)					10,102.00
USER GROUP FACILITATOR (WKLY)					35.00

SUMMER EMPLOYMENT - PART-TIME
EFFECTIVE May 1, 2004 (HRLY)

Step 1

Waterfront Supervisor	13.79
Swimming Instructor	9.55
Lifeguard	8.49
Head Attendant/Maint. Supv.	9.55
Attendant/Maint.	8.49
Sailing Supervisor	13.79
Sailing Instructor	9.55
Tag & Sticker Clerk	12.78

NOTE: Executive and certain Miscellaneous Category positions represent the joint recommendations of the Personnel Board and the appropriate appointing authority (i.e., Board of Selectmen, Library Trustees and Assessors).

APPENDIX B

THE FOLLOWING POSITIONS CONTAINED WITHIN CLASSIFICATION SCHEDULE SECTIONS ENTITLED 1.400-1.800 WITH ASSOCIATED PAY SCHEDULE SECTIONS 2.400-2.800 ARE COVERED BY COLLECTIVE BARGAINING AGREEMENTS.

MANAGEMENT PROFESSIONAL CATEGORY
(FORMERLY ADMINISTRATIVE, TECHNICAL AND PROFESSIONAL CATEGORY)

SECTION 1.400
CLASSIFICATION SCHEDULE

- MP-0 Building Inspector
- MP-1 Operations Supervisor*
 - Water Systems Supervisor
 - Public Health Nurse*
- MP-2 Animal Control Officer*
 - Asst. Recreation Director*
 - Asst. Town Engineer
 - Business Manager
 - Conservation Agent
 - Forestry & Grounds Supervisor
 - Health Administrator*
 - Info Services/Asst. Library Dir

SECTION 2.400
PAY SCHEDULE/HOURLY

- MP-3 Athletic Supervisor
 - Asst. Operations Supervisor
 - Asst. Water Supervisor
 - Case Manager*
 - Children's Service Librarian**
 - Engineering Aide/GIS Tech
 - Engineering Aide/Health Agent
 - Technical Services Librarian**
 - Technical Support Specialist
- MP-4 Information Service Librarian*/**
 - Part-time Public Health Nurse*

July 1, 2002 - June 30, 2005

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
MP-0	24.83	25.39	25.96	26.54	27.15	27.75	28.38	29.02	29.67	30.34
MP-1	23.21	23.74	24.27	24.81	25.37	25.95	26.53	27.12	27.73	28.37
MP-2	21.69	22.19	22.68	23.19	23.71	24.24	24.79	25.35	25.92	26.50
MP-3	19.90	20.35	20.80	21.26	21.75	22.24	22.74	23.26	23.78	24.31
MP-4	18.10	18.50	18.92	19.33	19.78	20.23	20.67	21.14	21.62	22.10

*The following positions work other than a 40 hour work week:

- Information Services/Asst. Library Director 37.5 hours
- Public Health Nurse 30 hours
- Animal Control Officer 25 hours
- Asst. Recreation Director 37.5 hours
- Case Manager 28 hours
- Health Administrator 35 hours
- Part-time Public Health Nurse 3 hours (up to 10 hours for vacation coverage)

**The benefits are covered by the Local 888 contract.

LABOR CATEGORY
(FORMERLY INDUSTRIAL, TRADE AND SERVICES CATEGORY)

SECTION 1.500 CLASSIFICATION SCHEDULE		SECTION 2.500 PAY SCHEDULE/HOURLY	
L-1		L-4	Auto Equipment Operator Auto Equip Op-Water Main Man/Custodian-DPW Custodian-Community Ctr Sr. Water Systems Tech
L-2	Master Mechanic Working Foreman-Operations Working Foreman - Water Working Foreman - Forestry & Grnds	L-5	
L-3	Heavy Equip Operator Aerial Lift (Truck Driver) Foreman Water Systems Tech Night Custodian		

July 1, 2002 - June 30, 2005

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
L-1	18.98	19.36	19.76	20.15	20.55	20.96	21.38	21.81	22.24	22.69
L-2	18.01	18.38	18.74	19.12	19.50	19.89	20.28	20.69	21.10	21.53
L-3	17.09	17.43	17.78	18.14	18.50	18.87	19.24	19.63	20.02	20.42
L-4	16.21	16.54	16.87	17.20	17.55	17.90	18.26	18.62	18.99	19.37
L-5	15.15	15.46	15.77	16.08	16.40	16.73	17.07	17.41	17.76	18.11

OFFICE OCCUPATION CATEGORY

SECTION 1.600.
CLASSIFICATION SCHEDULE

- OC-1 Assistant Accountant
Assistant Collector
Assistant Treasurer
- OC-2 Confidential Police Secretary
Administrative Asst.-Assessor
- OC-3a Administrative Asst.-Ex Dir COA Bus/Van Driver
Assistant Town Clerk
Circulation Supervisor
Information Services Librarian
- OC-3b Collections Supervisor
Treasury Supervisor (Payroll)
Administrative Asst. to Fire Dept.
- OC-4a Administrative Asst. - Library
Election & Registration Clerk
Library Assistant
Secretary to Building & Engineering
Secretary to Water Dept.
Secretary/Clerk Accounting
Senior Assessor Clerk
Technical Services Asst.

SECTION 1.600
CLASSIFICATION SCHEDULE

July 1, 2002 - June 30, 2005

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
OC-1	20.39	20.80	21.21	21.63	22.07	22.52	22.96	23.41	23.90	24.37
OC-2	18.36	18.74	19.11	19.49	19.88	20.27	20.69	21.10	21.52	21.95
OC-3a	17.17	17.51	17.85	18.22	18.58	18.95	19.33	19.71	20.11	20.51
OC-3b	16.27	16.60	16.92	17.26	17.61	17.96	18.32	18.69	19.06	19.45
OC-4a	15.42	15.72	16.04	16.36	16.69	17.03	17.37	17.72	18.07	18.42
OC-4b	14.62	14.90	15.20	15.51	15.82	16.14	16.47	16.79	17.12	17.47
OC-5	13.16	13.43	13.70	13.98	14.26	14.54	14.84	15.14	15.44	15.75

LIBRARY PAGE

SECTION 2.600
PAY SCHEDULE/HOURLY

- OC-4b Bookkeeper
Police Clerk
Secretary to Operations Division
Secretary to Recreation Dept.
Secretary to Zoning Board of Appeals
- OC-5 Admin. Asst. to Planning Board
Secretary to Conservation Commission
Secretary to Personnel Board
Transportation Coordinator
Part-time Admin Asst. to Bd. of Health

SECTION 2.600
PAY SCHEDULE/HOURLY

\$8.05

PUBLIC SAFETY CATEGORY

SECTION 1.700
CLASSIFICATION SCHEDULE

SECTION 2.700
PAY SCHEDULE/WEEKLY

POLICE DEPARTMENT

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
Police Chief	PD-110					\$2257.15*
Effective Dates						
July 1, 2004 - June 30, 2005						

Sergeant	PD-80					
Effective Date						
July 1, 2002						
						962.59

Patrolman	PD-60	PD-60A	PD-60B	PD-60C	PD-60D
Effective Date		1ST YR.	2ND YR.	3RD YR.	4TH YR.
July 1, 2002		Step 1	Step 2	Step 3	Step 4
		638.06	681.00	725.92	803.15

Dispatchers	OC-3b									
Effective Dates										
July 1, 2002 - June 30, 2005										
Steps	Min	2	3	4	5	6	7	8	9	Max
hrly	16.27	16.60	16.92	17.26	17.61	17.96	18.32	18.69	19.06	19.45
(Additional compensation Supervisor/Dispatcher \$25.00 per week.)										

The amounts of pay shown in the above schedule for position code PD-60 and PD-80 do not include the extra pay for educational qualifications provided for in the statutes and regulations of the State.

Members of the Police Department while so designated by the Chief of Police shall receive additional compensation to be considered part of their base pay as follows:

DETECTIVE PATROLMAN	\$40.00 PER WEEK
POLICE PROSECUTOR	\$40.00 PER WEEK
MOTORCYCLE OPERATOR (SELECTIVE ENFORCEMENT)	\$22.54 PER WEEK
ACCREDITATION MANAGER, COMPUTER MANAGER	\$22.54 PER WEEK
DARE PROGRAM COORDINATOR	\$22.54 PER WEEK
CRIME PREVENTION OFFICER	\$22.54 PER WEEK
SPECIAL ASSIGNMENT OFFICER	\$22.54 PER WEEK
POLICE CLERK	\$10.00 PER WEEK**

*The pay of the Police Chief, including all overtime pay and extra pay for educational qualifications, shall be limited to \$2257.15 per week, effective 7/1/04 (Non-Civil Service).

**The Police Clerk while so designated by the Chief of Police shall receive a \$10.00 per week stipend not to be considered part of the base pay.

Any patrolman, appointed without being required to take the written examination, shall be paid the base pay rate called for by step 1 of the pay schedule for a period of six months following his appointment, and, upon the expiration of said six-month period, shall be paid the base pay rate provided for by step 2 unless he shall have previously been employed full time as a police officer, in which case he shall be paid the base pay rate under the step he would have been paid if his prior employment had been in the Sharon Police Department. Notwithstanding the step increase or increases provided herein, a patrolman's probationary period shall be the probationary period provided for in 5-5 of this By-Law or in the collective bargaining agreement, whichever is applicable.

POLICE CROSSING GUARDS*/**
7/1/02 to 6/30/03

	STEP 1	STEP 2	STEP 3
School Crossing Guard PD20	29.22	31.85	35.03
School Crossing Guard Supervisor PD20A			43.84

*PD20 and PD20A-The amounts of pay shown in the above schedule shall be paid in the event that school is canceled due to snow.

**This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

SUPERIOR OFFICERS
July 1, 2002 - June 30, 2005

	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
Lieutenant, Police Dept.	1385.00	1426.55	1469.35	1513.43	1558.83

FIRE DEPARTMENT

SECTION 1.800
CLASSIFICATION SCHEDULE

SECTION 2.800
PAY SCHEDULE/WEEKLY

JULY 1, 2004 - JUNE 30, 2005

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5*
FIRE CHIEF	100					\$1,643.12
DEP FIRE CHIEF	99					\$1,388.50

*The pay of the Fire Chief, including all overtime pay, shall be limited to \$1,643.12 per week for fiscal year 2004-2005. The pay of the Deputy Fire Chief, including all overtime pay, shall be limited to \$1,388.50 per week for fiscal year 2004-2005.

JULY 1, 2002 - JUNE 30, 2003 (3%)

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4
CAPT.	FD-90				942.67
LT.	FD-80				932.59
FF.	FD-60	667.12	702.57	796.55	

*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

Members of the Fire Department in the above classifications who become certified, are certified or are recertified as Emergency Medical Technicians shall receive an annual stipend. Employees not now certified will be given the opportunity to obtain such certification, one at a time. Employees taking the certification course a second or subsequent time will receive overtime payments and tuition reimbursement only upon passing the EMT examination and becoming certified.

Members of the Fire Department are eligible to receive additional compensation in each fiscal year in accordance with the following educational incentive program:

For Fire Science Course approved in advance by the Fire Chief and successfully passed and credits certified, members of the Fire Department in the above classifications shall receive additional compensation in each fiscal year in accordance with the following schedule:

FOR 15 COURSE CREDITS CERTIFIED	\$200 ANNUALLY
FOR 30 COURSE CREDITS CERTIFIED	400 ANNUALLY
FOR AN ASSOCIATE'S DEGREE CERTIFIED	1,000 ANNUALLY
FOR A BACHELOR'S DEGREE CERTIFIED	1,500 ANNUALLY

Payments for Emergency Medical Technician Certification Program shall be made on the second pay in the month of November. Educational Incentive, effective 7/1/98, shall be added to base wage.

CALL FIREFIGHTERS
HOURLY COMPENSATION RATE

July 1, 2003 - June 30, 2004 15.00**

** This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

A standing vote. Votes in the affirmative 110. Votes in the negative 76.

ARTICLE 5.

VOTED UNANIMOUSLY: That the Town raise and appropriate for the various town offices and for defraying charges and expenses of the Town, including debt and interest for fiscal year, July 1, 2004, through June 30, 2005, the various sums stated as "FY'05 Appropriation" on pages 56 and 57 of the warrant for this annual meeting, except the following:

Board of Selectmen	Recreation
Reserve Fund	Vocational Tuition
Board of Assessors	Debt: Principal
Board of Appeals	Retirement
Library	Town Clerk
Elections & Registration	Ambulance
Police	School Department
Fire	Water Department
Public Works	

VOTED:

Moderator	\$	50.
Finance Committee		4,380.
Personnel Board		3,321.
Conservation Commission		71,794.
Lake Management		2,375.
Planning Board		13,158.
Development & Industrial Com		1.

Board of Health Services & Admin	127,014.
Accountant	183,319.
Treasurer	284,197.
Law	97,000.
Data Processing	180,306.
Affirmative Action	0.
Town Report	10,500.
Sign Committee	50.
Weights & Measures	4,051.
Animal Inspector	3,090.
Civil Defense	9,400.
Animal Control	51,927.
Council on Aging	197,399.
Veterans' Agent	18,338.
Veterans' Graves	2,904.
Commission on Disability	500.
Housing Partnership	0.
Historical Commission	650.
Community Celebrations	2,073.
Voc Tech School	73,658.
Street Lighting	168,300.
Bd of Health - Waste Removal	108,311.
Debt: Interest	1,859,413.
FICA: Medicare	450,000.
FICA: Soc. Security	45,000.
Insurance	5,735,996.
Unemployment	75,000.
Annual Audit	40,000.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$216,668 for the Board of Assessors budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$104,901 for the Town Clerk's budget, of which \$53,678 shall be for the salary of the Town Clerk, and \$51,133 shall be for other salaries, wages and expenses.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$17,912 for the Board of Appeals budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$678,541 for the Library budget.

MOTION: That the Town raise and appropriate the sum of \$238,602 for the Board of Selectmen's budget, of which \$500 shall be for the salary of the Chairman and \$800 for the salaries of the other members, and \$237,302 shall be for other salaries, wages and expenses.

MOTION: To call the question. **CARRIED. 2/3 VOTE DECLARED BY MODERATOR.**

VOTED: That the Town raise and appropriate the sum of \$238,602 for the Board of Selectmen's budget, of which \$500 shall be for the salary of the Chairman and \$800 for the salaries of the other members, and \$237,302 shall be for other salaries, wages and expenses.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$85,094 for the Election and Registration budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$2,331,150 for the Police budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$1,368,009 for the Fire budget.

VOTED UNANIMOUSLY: That the Town appropriate the sum of \$497,847 for the Ambulance budget, of which \$400,000 shall be transferred from the Ambulance Reserve Account with the balance of \$97,847 raised on the tax levy.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$1,965,216 for the Public Works budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$266,599 for the Recreation budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$27,500 for the Voc Tech budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$28,120,599 for the School budget, of which \$999,807 shall be transferred from "Free Cash" and \$200,000 shall be transferred from the Overlay Reserve Account with the balance of \$26,920,792 raised on the tax levy.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$350,000 for the Reserve Fund budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$5,300,000 for the Debt-Principal budget.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$3,521,815 for the Water Department budget, of which \$1,746,669 shall be transferred from the Water Reserve Account with the balance of \$1,775,146 raised on the tax levy, and further that the Town authorize the Board of Selectmen as Water Commissioners or the Board

of Selectmen to expend \$500,000.00 of said Water Reserve Account so that the Town may acquire by gift, purchase or eminent domain under Massachusetts General Laws Chapter 79 and/or Chapter 40, S39B, for water supply and resource preservation and protection including well head protection purposes, the fee in the following parcels of land or portions thereof:

The property now owned by the Massachusetts Bay Transportation Authority situated in Sharon, Massachusetts, located off Maskwonicut Street, consisting of 28.95 acres+/- and as shown on the Sharon Assessor's Map 119 as Parcel 041, Lot 000, or as the same may be more particularly described;

The property now owned by the Massachusetts Bay Transportation Authority situated in Sharon Massachusetts, located off Maskwonicut Street, consisting of 1.34 acres+/- and as shown on the Sharon Assessor's Map 101 as Parcel 009, Lot 000, or as the same may be more particularly described; and to authorize the Board of Selectmen as Water Commissioners or the Board of Selectmen to enter into such agreements and execute such documents as may be necessary to accomplish the foregoing.

ARTICLE 6.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$1,392,482 to be added to the special fund established to pay the Norfolk County Retirement Board for the Annual Assessment costs chargeable to the Town.

ARTICLE 7.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$40,000 for the purpose of paying for the cost of services to perform an annual audit of accounts of the Town of Sharon for the fiscal year 2004 in accordance with Chapter 44, Section 40, of the General Laws of the Commonwealth.

ARTICLE 8.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$75,000 to be added to the special fund established to reimburse the Massachusetts Division of Employment and Training for the actual costs of benefits paid to former town employees and chargeable to the Town.

VOTED: That the meeting adjourn at 10:55 P.M. to reconvene on Tuesday evening, May 4, 2004 at the Arthur E. Collins Auditorium at 7:00 P.M.

THE MEETING ADJOURNED AT 10:55 P.M.

Attendance: 267

ANNUAL TOWN MEETING

MAY 3, 2004

The Adjourned Annual Town Meeting of May 3, 2004 was adjourned at 10:55 P.M. to reconvene at the Sharon High School Arthur E. Collins Auditorium on Pond Street on Tuesday, May 4, 2004 at 7:00 P.M. then and there to act on all unfinished business in the Annual Town Warrant of 2004.

Attest:
Marlene B. Chused
Sharon Town Clerk

MAY 4, 2004

This is to certify that I have posted a copy of the above notice in accordance with Town By-Laws.

Joseph S. Bernstein
Constable
Sharon, Massachusetts

ADJOURNED ANNUAL TOWN MEETING

MAY 4, 2004

ARTICLE 9.

MOTION: That the Town raise and appropriate the sum of \$1,960,346 for remodeling, reconstructing, and making extraordinary repairs to public school buildings, and for the purchase of departmental equipment for the School Committee and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is

authorized to borrow \$1,960,346 under Massachusetts General Laws, Chapter 44, Section 7.

MOTION: To call the question. **CARRIED. 2/3 VOTE DECLARED BY MODERATOR.**

VOTED: That the Town raise and appropriate the sum of \$1,960,346 for remodeling, reconstructing, and making extraordinary repairs to public school buildings, and for the purchase of departmental equipment for the School Committee and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$1,960,346 under Massachusetts General Laws, Chapter 44, Section 7. **2/3 VOTE DECLARED BY MODERATOR.**

ARTICLE 10.

VOTED: That the Town raise and appropriate the sum of \$480,000 for the reconstructing or resurfacing of public ways for the Department of Public Works and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$480,000 under Massachusetts General Laws, Chapter 44, Section 7.

Street Improvements (includes \$30,000 borrowing costs)	\$480,000
Total:	\$480,000

2/3 VOTE DECLARED BY MODERATOR.

ARTICLE 11.

VOTED: That the Town raise and appropriate the sum of \$230,000 for the purchase of additional departmental equipment for the Department of Public Works and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$230,000 under Massachusetts General Laws, Chapter 44, Section 7.

Vehicles & Equipment:	\$230,000
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2/3 VOTE DECLARED BY MODERATOR

ARTICLE 12.

MOTION: That the Town raise and appropriate the sum of \$163,000 for remodeling, reconstructing, and for making extraordinary repairs to the Community Center, and for the purchase of departmental equipment for the Recreation Department and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$163,000 under Massachusetts General Laws, Chapter 44, Section 7.

Memorial Beach Improvements:	50,000
Community Center Improvements:	30,000
Community Center HVAC Installation:	68,000
Equipment:	15,000
Total:	\$163,000

MOTION: To amend Article 12 by deleting the sum of \$163,000 and substituting therefore the sum of \$98,000. **NOT CARRIED.**

VOTED: That the Town raise and appropriate the sum of \$163,000 for remodeling, reconstructing, and for making extraordinary repairs to the Community Center, and for the purchase of departmental equipment for the Recreation Department and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$163,000 under Massachusetts General Laws, Chapter 44, Section 7.

Memorial Beach Improvements:	50,000
Community Center Improvements:	30,000
Community Center HVAC Installation:	68,000
Equipment:	15,000
Total:	\$163,000

2/3 VOTE DECLARED BY MODERATOR

ARTICLE 13.

MOTION: That action under Article 13 be indefinitely postponed. (Wilber School repairs)

MOTION: To call the question. **CARRIED.**

MOTION: That action under Article 13 be indefinitely postponed. **NOT CARRIED.**

MOTION: That the Town raise and appropriate the sum of \$101,664 for making extraordinary repairs to the Wilber Municipal Building for the Board of Selectmen and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$101,664 under Massachusetts General Laws, Chapter 44, Section 7.

Wilber School Stabilization:	\$101,664
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MOTION: To amend Article 13 by adding at the end thereof the following: ", provided also that the Board of Selectmen are directed to include as a warrant article in the next special town meeting a minimum of three development proposals with pricing and funding sources for the rehabilitation/redevelopment of the Wilber School

location. In each case, town funding (from operations and capital) will comprise no more than 15% of the total development price or \$4,000,000 which ever is less."

MOTION: To amend the motion to amend by deleting the word "special" and replacing it with the word "annual" **CARRIED.**

MOTION: To call the question. **CARRIED.**

MOTION: To amend Article 13 by adding at the end thereof the following: ", provided also that the Board of Selectmen are directed to include as a warrant article in the next annual town meeting a minimum of three development proposals with pricing and funding sources for the rehabilitation/redevelopment of the Wilber School location. In each case, town funding (from operations and capital) will comprise no more than 15% of the total development price or \$4,000,000 which ever is less."

MOTION: To call the question. **CARRIED.**

MOTION: To amend Article 13 by adding at the end thereof the following: ", provided also that the Board of Selectmen are directed to include as a warrant article in the next annual town meeting a minimum of three development proposals with pricing and funding sources for the rehabilitation/redevelopment of the Wilber School location. In each case, town funding (from operations and capital) will comprise no more than 15% of the total development price or \$4,000,000 which ever is less." **NOT CARRIED.**

VOTED: That the Town raise and appropriate the sum of \$101,664 for making extraordinary repairs to the Wilber Municipal Building for the Board of Selectmen and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$101,664 under Massachusetts General Laws, Chapter 44, Section 7.

Wilber School Stabilization: \$101,664

A STANDING VOTE. VOTES IN THE AFFIRMATIVE 118. VOTES IN THE NEGATIVE 45. 2/3 VOTE DECLARED BY MODERATOR.

ARTICLE 14.

VOTED: That the Town raise and appropriate the sum of \$101,000 for the installation of fire alarms and the purchase of additional departmental equipment for the Fire Department and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$101,000 under Massachusetts General Laws, Chapter 44, Section 7.

Radio Fire Alarm System:	\$40,000
Military Tanker:	20,000
Deputy Command Vehicle:	41,000
Total:	\$101,000

2/3 VOTE DECLARED BY MODERATOR.

ARTICLE 15.

VOTED: That the Town raise and appropriate the sum of \$63,000 for the purchase of additional departmental equipment for the Police Department and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$63,000 under Massachusetts General Laws, Chapter 44, Section 7.

Vehicles	63,000
Total	\$63,000

2/3 VOTE DECLARED BY MODERATOR.

ARTICLE 16.

VOTED: That action under Article 16 be indefinitely postponed.
(Data Processing equipment)

ARTICLE 17.

VOTED UNANIMOUSLY: That the Town increase the availability of tax exemptions to senior citizens owning real property pursuant to General Laws Chapter 59, Section 5, clause 41C, as authorized by Chapter 184, Section 51 of the Acts of 2002, by approving the following:

Increasing the value of the tax exemption, currently \$4,000 in valuation or \$500 in taxation exemption, whichever is greater, to \$8,000 in valuation or \$1,000 in taxation exemption, whichever is greater.

ARTICLE 18.

VOTED UNANIMOUSLY: That action under Article 18 be indefinitely postponed. (Council on Aging to accept MGL Chapter 59, Section 21C, paragraphs (g), (h), (i1/2), (j), and/or (k))

ARTICLE 19.

VOTED UNANIMOUSLY: That the Town authorize the Board of Selectmen to petition the General Court for a special act to provide that the Assessors of the Town of Sharon, when applying the provisions of General Laws Chapter 59, Section 5, clause 41A, shall apply the following criteria with regard to the deferment of property taxes; provided however, that the General Court may make clerical or editorial changes only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court which are within the scope of the general public objectives of the petition, and to authorize the Board of Selectmen to approve such amendment:

1. That 65 years be the minimum age at which a property owner may be considered a senior for the purpose of deferred payment of property taxes;
2. That \$60,000 be the maximum income which singles or couples may have to be eligible to defer their payment of property taxes;
3. That the annual interest rate to be paid on the deferred taxes be 2% in the first year and set annually thereafter by the Board of Selectmen, provided that in no event shall the rate exceed 8%; and provided further that in determining said rate, the Board of Selectmen shall consider the then existing interest rate available to the Town for its long-term borrowing; and,
4. That there be no restrictions on the number of years a property owner who wishes to defer payment of property taxes must:
 - a. be domiciled in the Commonwealth;
 - b. own and occupy as his domicile such real property.

Said legislation to take effect without further submission to a Town Meeting.

Provided, however, that if House Bill Numbers 4519, 4584 or any acts similar or related thereto becomes law prior to action by the Town Meeting on the within article and allows a local appropriating authority to accept certain provisions thereof, that the Town vote to accept said provisions and the Board of Selectmen will not seek the special legislation described above.

ARTICLE 20.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$2,500 for the purpose of providing for disabled residents age 59 or younger a sum of money per household for services rendered pursuant to agreements to be formulated by the Council on Aging subject to the approval of the Board of Selectmen.

ARTICLE 21.

VOTED UNANIMOUSLY: That the Town accept Section 4, Chapter 73 of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, which authorized additional real estate exemptions to be granted to persons who qualify for property tax exemptions under Clauses 17, 17C, 17C1/2, 17D, 22, 22A, 22B, 22C, 22D, 22E, 37, 37A, 41, 41B, and 41C and of Section 5 of Chapter 59 in an amount equal to 100 percent to be effective for the fiscal year beginning July 1, 2004 and ending June 30, 2005.

ARTICLE 22.

MOTION: That action under Article 22 be indefinitely postponed.
(Community Preservation Act)

MOTION: To call the question. **CARRIED.**

MOTION: That action under Article 22 be indefinitely postponed.
NOT CARRIED. VOTES IN THE AFFIRMATIVE 51. VOTES IN THE NEGATIVE 95.
A STANDING VOTE.

VOTED: That the Town accept General Laws Chapter 44B, Sections 3 - 7, inclusive, known as the Community Preservation Act, which establishes a special "Community Preservation Fund" that may be appropriated and spent for certain open space, historic resources and affordable housing purposes, to approve a property tax surcharge in an amount not to exceed 1% percent of the taxes assessed annually on real property which shall be dedicated to the fund, such surcharge to be imposed on taxes assessed for fiscal years beginning on or after July 1, 2005, and to exempt from the surcharge either or both of the following: (1) property owned and occupied as a domicile by a person who would qualify for low income housing or low or moderate income senior housing in the Town; and/or (2) \$100,000 of the assessed value of each taxable parcel of residential real property.

ARTICLE 23.

VOTED: That the Town amend its General By-Laws by adding a new Article 36, entitled "Community Preservation Committee," which establishes said Committee in accordance with the requirements of the Community Preservation Act, G.L.C. 44B, which shall read as follows:

SECTION 1. There shall be established a Community Preservation Committee for the purpose of administering the

Community Preservation Act, G.L. c. 44B, which shall consist of seven members as follows: One member from the Conservation Commission established under section 8C of chapter 40, as designated by that Commission, who shall serve for an initial term of three years; one member from the Historical Commission established under section 8D of chapter 40, as designated by that Commission, who shall serve for an initial term of two years; one member from the Planning Board established under section 81A of chapter 41, as designated by that Board, who shall serve for an initial term of three years; one member appointed by the Board of Selectmen, acting as Park Commissioners under section 2 of chapter 45, as designated by that Board, who shall serve for an initial term of two years; and one member from the Housing Authority established under section 3 of chapter 121B as designated by that Authority, who shall serve for an initial term of three years. The remaining two members of said Committee shall be at-large members, one appointed by the Board of Selectmen, and one appointed by the Moderator, each for an initial term of one year. Thereafter each member shall be appointed for a three-year term. Members may be reappointed for consecutive terms. Vacancies shall be filled by the original appointing authority.

The adoption of said new Article 36 of the General By-laws shall take effect only if the Town has voted at the next regularly scheduled municipal election or general state election, whichever is sooner, to accept the provisions of the Community Preservation Act, G.L. c. 44B, Sections 3 through 7.

VOTED: That this Town Meeting be adjourned to reconvene at this auditorium on Monday, May 10, 2004 at 7:00 P.M.

THE MEETING ADJOURNED AT 11:05 P.M.

Attendance: 186

ADJOURNED ANNUAL TOWN MEETING

MAY 4, 2004

The Adjourned Annual Town Meeting of May 4, 2004 was adjourned at 10:55 P.M. to reconvene at the Sharon High School, Arthur E. Collins Auditorium on Pond Street on Monday, May 10, 2004 at 7:00 P.M. then and there to act on all unfinished business in the Annual Town Meeting Warrant of 2004.

Attest:

Marlene B. Chused
Sharon Town Clerk

MAY 5, 2004

This is to certify that I have posted a copy of the above notice in accordance with Town By-Laws.

Joseph S. Bernstein
Constable
Sharon, Massachusetts

ADJOURNED ANNUAL TOWN MEETING

MAY 10, 2004

ARTICLE 24.

MOVED: That the Town amend Article 4600 of the Zoning By-Law, currently entitled "Wireless Communication Facilities" by deleting the same in its entirety and substituting exactly as printed in the handout entitled "Article 24" encompassing pages 1 through 19 except for the following changes:

Page 2; Definition of Antenna, change fifth word from "and" to "or"

Page 19 Section 4690. Waiver; Substitute for "Planning Board" in the sixth line with the words "Special Permit Granting Authority".

That the Town will vote to amend Article 4600 of the Zoning By-Law, currently entitled "Wireless Communication Facilities" by deleting the same in its entirety and substituting therefor the following:

4600. Telecommunications Facilities

4610. Purpose.

The purposes of this By-Law are to:

A. Preserve the character and appearance of Sharon while allowing adequate Telecommunications services.

B. Protect the scenic, historic, environmental, natural and man-made resources of Sharon.

C. Provide standards and requirements for the regulation, placement, appearance, Camouflaging, construction, Monitoring, design, modification and removal of Telecommunications Facilities.

D. Provide a procedural basis for action within a reasonable period of time on requests for authorization to place, construct, operate, modify or remove Telecommunications Facilities.

E. Locate Telecommunications Facilities in a manner that protects property values, as well as the general safety, welfare and quality of life of the citizens of Sharon and all those who visit this community.

F. Minimize the total number and height of Towers throughout Sharon.

G. Locate Telecommunications Facilities so that they do not have negative impacts, such as, but not limited to, attractive nuisance, excess noise, excess light and falling objects.

H. Require owners of Telecommunications Facilities to design and site them so as to minimize and mitigate the adverse visual effects of the Towers and Facilities.

I. Require Co-location and the clustering of Telecommunications Facilities, where possible, consistent with safety and aesthetic considerations.

J. Otherwise minimize the impact of Telecommunications Facilities, including satellite dishes and Antennas, on adjacent properties and residential neighborhoods.

4615. Consistency with Federal Law.

These regulations are intended to be consistent with state and federal law and, in particular, the Telecommunications Act of 1996 in that:

A. They do not prohibit or have the effect of prohibiting the provision of Telecommunications services, and

B. They are not intended to be used to unreasonably discriminate among providers of functionally equivalent Telecommunications services; and

C. They do not regulate Telecommunications services on the basis of the environmental effects of radio frequency emissions to the extent that the regulated services and Telecommunications Facilities comply with the FCC's regulations concerning such emissions.

4618. Definitions and Word Usage.

As used in this By-Law, the following terms shall have the meanings indicated. The words "shall" or "will" indicate mandatory requirements; "may" is advisory and indicates recommendations that are not mandatory.

ADEQUATE CAPACITY - Capacity is considered to be "adequate" if the Grade of Service is p.05 or better for at least 50% of the days in a preceding month, prior to the date of application, as measured using direct traffic measurement of the Telecommunications Facility in question, where the blocking of wireless telephone calls is due to frequency contention at the Antenna(s).

ADEQUATE COVERAGE - Coverage is considered to be "adequate" for a given area if the Telecommunications services provided by a given Telecommunications Provider for that area meet reasonable standards of service. Any party wishing to install additional Telecommunications Equipment or Facilities in the Town of Sharon must provide sufficient evidence to the SPGA, subject to independent review pursuant to Section 4660, that the additional Telecommunications Equipment or Facilities are necessary to provide Adequate Coverage for the area in question.

ANTENNA - A device for transmitting and receiving electromagnetic waves, which is attached to a Tower or other structure. Examples include, but are not limited to, whip, panel, and dish Antenna(s).

AVAILABLE SPACE - The space on a Tower or structure to which Antennas of a Telecommunications Provider are both Structurally Able and Electromagnetically Able to be attached.

BASE STATION - The primary sending and receiving site in a wireless Telecommunications network. More than one Base Station and/or more than one variety of Telecommunications Provider can be located at a single Telecommunications Facility.

BULLETIN 65 - Published by the FCC Office of Engineering and Technology specifying radio-frequency radiation levels and methods to determine compliance.

CAMOUFLAGED - Telecommunications Equipment or a Telecommunications Facility that is disguised, hidden, part of an existing or proposed structure, or placed within an existing or proposed structure is considered "Camouflaged".

CHANNEL - The segment of the radiation spectrum from an Antenna, which carries one signal. An Antenna may radiate on many Channels simultaneously.

CO-LOCATION - The use of a single mount on the ground by more than one Telecommunications Provider (vertical co-location), and/or several mounts at an existing Site by more than one Telecommunications Provider.

COMMUNICATION EQUIPMENT SHELTER - A structure located at a Telecommunications Facility designed principally to enclose Telecommunications Equipment.

DATA MAPPING - Data Mapping is defined as depicting on a map, by graphical (colors, shading or symbols) means, the actual or predicted values of signal-coverage parameters in order to establish Adequacy of Capacity or Coverage.

dBm - Unit of measure at the input of a receiver, given its Antenna system gain at a particular frequency, expressed as decibels (dB) above one milliwatt. Signal predictions with this measure are valid at one particular frequency, and must identify all receiver and Antenna combinations.

dBμ - Unit of measure of the field intensity of an electromagnetic signal, expressed as decibels (dB) above one microvolt per meter, an absolute measure for describing and comparing service areas, independent of the many variables (see dBm) introduced by different receiver configurations. This unit of measure shall be used for coverage prediction plots.

DRIVE TESTING - Drive Testing is defined as testing in which reception results, obtained by driving through an area using a vehicle-mounted receiver, are recorded for analysis. Preliminary Drive Tests may be made of existing Telecommunications Facility coverage and/or the propagation characteristics of transmission from a possible Telecommunications Facility location (using a temporary Antenna and low-power transmitter); follow-up Drive Testing may be used after activation of a Telecommunications Facility and in conjunction with cell tuning.

DWELLING UNIT - As defined in the Sharon Zoning By-Laws.

ELECTROMAGNETICALLY ABLE - The determination that the proposed Antenna(s) meets manufacturers' minimum Separation recommendations, given the location and operating parameters of existing and proposed Antenna(s).

ELEVATION - The Elevation at grade or ground level shall be given as Above Mean Sea Level (AMSL). The height of a Telecommunications Facility shall be given as Above Ground Level (AGL). AGL is a measurement of height from the natural grade of a site to the highest point of a structure. The total elevation of a Telecommunications Facility is AGL plus AMSL.

EMF - Electromagnetic Field. The radio-frequency emissions or radiation produced by wireless transmitters.

ENVIRONMENTAL ASSESSMENT (EA) - An EA is the document required by the FCC and the National Environmental Policy Act (NEPA) when a Telecommunications Facility is to be placed in certain designated areas such as wetlands or other sensitive habitats. A copy of any EA filed with the FCC shall also be filed with the SPGA.

ERP - Effective Radiated Power.

FACILITY SITE - A property, or any part thereof, which is owned or leased by one or more Telecommunications Provider(s) and upon which one or more Telecommunications Facility(ies) and required landscaping are located.

FALL ZONE - The area on the ground within a prescribed radius from the base of a Tower. The fall zone is the area within which there is a potential hazard from falling debris (such as ice) or collapsing material.

FCC - Federal Communications Commission. The government agency responsible for regulating Telecommunications in the United States.

GHz - Gigahertz: A measure of electromagnetic radiation equaling one billion hertz.

GRADE OF SERVICE - A measure of the percentage of wireless telephone calls which are able to connect to the Base Station during the busiest hour of the day. Grade of Service is expressed as a number, such as p.05 - which means that 95% of callers will connect on their first try. A lower number (p.04) indicates a better Grade of Service.

HEIGHT OF TOWER - The vertical distance between the highest point of the Tower, including any devices attached thereto, and the grade.

HERTZ (Hz) - one hertz is the frequency of an electric or magnetic field that reverses polarity once each second, or one cycle per second.

LICENSED CARRIER - An entity authorized by the FCC to construct and operate a Telecommunications Facility.

LOCATION - References to a Facility Site location shall include the exact longitude and latitude to the nearest tenth of a second with bearing or orientation referenced to true North.

MAJOR MODIFICATION OF AN EXISTING TELECOMMUNICATIONS FACILITY - Any change or proposed change in power input or output, number of Antennas, change in Antenna type or model, repositioning of Antennas, or change in number of Channels per Antenna above the maximum number approved under an existing Special Use Permit.

MAJOR MODIFICATION OF AN EXISTING TOWER - Any increase or proposed increase in dimensions of an existing or permitted Tower or other structure designed to support Telecommunications transmissions, receiving and/or relaying Antennas and/or other Telecommunications Equipment.

MHz - Megahertz: A measure of electromagnetic radiation equaling one million hertz.

MONITORING - The measurement, by the use of instruments in the field, of non-ionizing radiation exposure at a given location.

MONITORING PROTOCOL - The testing protocol, such as the Cobbs Protocol (or one substantially similar, including compliance determined in accordance with the National Council on Radiation Protection and Measurements, Reports 86 and 119), which is to be used to monitor the emissions and determine exposure risk from existing and new Telecommunications Facilities upon adoption of this By-Law. As Telecommunications technology changes, the SPGA may require by regulation the use of other Monitoring

Protocols. A copy of the Monitoring Protocol shall be kept on file with the Board of Selectman and the Town Clerk.

MONOPOLE - A single self-supporting vertical pole with no guy wire anchors, usually consisting of galvanized or other unpainted metal, or wood, with below grade foundations. (See Tower).

NON-IONIZING RADIATION - defined as any electromagnetic radiation, including radio-frequency radiation, incapable of producing ions directly or indirectly.

PERSONAL WIRELESS SERVICES - Commercial mobile services, unlicensed wireless services, and common carrier wireless exchange access services. These services include: cellular services, Personal Communications Systems (PCS), specialized mobile radio services, and paging services.

RADIAL PLOTS - Radial plots are the result of drawing equally spaced lines (radials) from the point of an Antenna, calculating the expected signal, and indicating this graphically on a map. The relative signal strength may be indicated by varying the size or color at each point being studied along the radial; a threshold plot uses a mark to indicate whether that point is strong enough to provide adequate coverage - i.e., the points meeting the threshold of Adequate Coverage.

RADIATED-SIGNAL PROPAGATION STUDIES OR COVERAGE PLOTS - Computer-generated estimates of the signal emanating from Antenna(s) or Repeater(s) sited on a specific Tower or structure, and prediction of coverage. The height above ground, power input and output, frequency output, type of Antenna, Antenna gain, topography of the Facility Site and its surroundings are all taken into account to create these estimates, which are the primary tools for determining whether a Facility Site will provide Adequate Coverage for the Telecommunications Facility proposed for that Site.

RADIOFREQUENCY ENGINEER - An engineer who specializes in the design, review, and monitoring of radio frequency technologies.

REPEATER - A low-power receiver/relay transmitter generally of less than 20 watts output designed to provide service to areas which are not able to receive Adequate Coverage directly from a Base Station.

SCENIC VIEW - A scenic view is a wide angle or panoramic field of sight and may include natural and/or manmade structures and activities. A scenic view may be from a stationary viewpoint or be seen traveling along a roadway, waterway, or path, and may also be to a far away object or a nearby object.

SECURITY BARRIER - A locked, impenetrable wall, fence or berm, which completely seals an area from unauthorized entry or trespass. Razor wire may not be used. Security Barriers shall be compatible with the surrounding landscape.

SEPARATION - The distance between one Telecommunications Provider's array of Antennas and another Telecommunications Provider's array of Antennas.

SITE - The land area that is, or will be, temporarily or permanently altered during construction and/or use of any Telecommunications Tower or Facility. Alterations include all construction activities, fencing, landscaping, screening, structures, parking facilities, etc. Access roads and utility lines shall not be considered to be part of the Site, except where specified in these regulations.

SPECIAL PERMIT GRANTING AUTHORITY (SPGA) -The Zoning Board of Appeals shall be the Special Permit Granting Authority for the purposes of this By-Law.

STRUCTURALLY ABLE - A determination that a Tower or structure is capable of carrying the physical load imposed by the proposed new Antenna(s) under all reasonably predictable conditions as determined by a professional structural engineering analysis.

TELECOMMUNICATIONS - Commercial Mobile Services, unlicensed wireless services, and Personal Wireless Services. Said services include cellular services, Personal Communications Services (PCS), Specialized Mobile Radio Services, broadcast and paging services. The FCC regulates such services.

TELECOMMUNICATIONS EQUIPMENT - All equipment (including Repeaters) at a given Site with which a Telecommunications Provider broadcasts and receives the radio-frequency waves which carry its services. This equipment may be sited on one or more Towers or structures owned and permitted by another owner or entity.

TELECOMMUNICATIONS FACILITY - All Telecommunications Equipment and the structures enclosing or supporting that Equipment, such as Towers and Communications Equipment Shelters, at a given Location. For the purposes of this By-Law, the terms "wireless communications facility" and "Teleport" shall be governed by this By-Law's provisions regarding Telecommunications Facilities.

TELECOMMUNICATIONS PROVIDER - An entity licensed by the FCC to provide Telecommunications services to individuals or institutions.

TELEPORT - A facility using satellite dishes of greater than 3 feet in diameter, which are designed to up-link to communications satellites.

TILED COVERAGE PLOTS - Tiled plots result from calculating the signal at uniformly spaced locations on a rectangular grid, or tile, of the area of concern.

TOWER - A structure intended to support Antenna(s) and associated equipment.

4619. Exempted Wireless Communications Uses.

The following wireless communications facilities are exempted from the provisions of this By-Law: police, fire, ambulance and other emergency dispatch, citizen band radio, and Towers and equipment used exclusively by a federally licensed amateur radio operator. Nothing contained herein shall be deemed to prohibit the construction or use of an amateur structure by a federally licensed amateur radio operator. No Telecommunications Facility or Repeater

shall be exempt from this By-Law for any reason, including a Facility or Repeater which is proposed to share a Tower or other structure with designated exempt uses.

4620. General Requirements.

A. No Telecommunications Facility shall be erected or installed except in compliance with the provisions of this section. In all cases, a Special Use Permit is required from the SPGA. Any proposed Major Modification of an Existing Telecommunications Facility or Tower shall be subject to a new application for a Special Use Permit.

B. Telecommunications Facilities may be located in the following zoning districts:

1. Light Industrial District
2. Business District
3. In other zoning districts Antennas may be added to preexisting structures. These structures must have a clearly defined permanent nonresidential use in existence for at least one (1) year prior to the application and:
 - 1) The Antennas do not exceed the height of the existing structure;
 - 2) Sufficient space exists at the base of the structure for the placement of equipment with proper screening and access; and
 - 3) Provisions are made for more than one Telecommunications Provider where possible.
4. In other zoning districts as provided for in the Wireless Communication Overlay District adopted by the Town of Sharon.

4625. Additional Requirements.

A. Access Roads and Above Ground Utilities: Where new Towers and Telecommunications Facilities require construction of, or improvements to, access roads, said roads, to the extent practicable, shall follow the contour of the land and be constructed or improved in a manner which creates minimum environmental and aesthetic harm. Utility or service lines shall be designed and located so as to protect, and minimize or prevent debasement of, the scenic character or beauty of the area. The SPGA shall request comments from the Chiefs (or their designees) of Fire, Police and other emergency services regarding the adequacy for emergency access of any planned drive or roadway to the site.

B. Setbacks for New Towers: New Towers shall have a Fall Zone setback of at least the height of the Tower, plus 50', from all boundaries of the Site. This setback requirement is intended to create a Fall Zone in the event of a Tower collapse. Towers also shall be subject to the buffer zone setback set forth in Section 4627 of this By-Law.

C. Camouflage and Landscape Screening: All Telecommunications Facilities shall be designed so as to be Camouflaged to the greatest extent possible, including, but not limited to, use of compatible building materials and colors, screening, landscaping and placement within trees, enclosing Telecommunications Facilities within existing structures, and use of alternative design-mounting structures to conceal the presence of Antenna(s) or Tower(s). Screening shall be required at the perimeter of the Site. If Telecommunications Facilities are not Camouflaged from public view by or within existing buildings or structures, buffers of dense tree growth and year-round visual buffer shall surround them. Ground-mounted Telecommunications Equipment shall be enclosed within a vegetated buffer of sufficient height and depth to provide effective screening. Trees and vegetation may be existing on the subject site or installed as part of the proposed Telecommunications Facility or a combination of both. The SPGA shall determine the types of trees and plant materials and depth of the buffer based on Site conditions. If the Telecommunications Facility is in a wooded area, a vegetated buffer strip of undisturbed trees shall be retained for at least 50 feet in width around the entire perimeter except where the access drive is located. The applicant shall post a bond at a local bank to cover the cost of the remediation of any damage to the landscape which may occur during the clearing of the Site.

D. Security Barriers and Signs: Adequate warning signs and Security Barriers shall be installed as needed to protect the public and at a minimum shall meet federal requirements. The visual impact of any Security Barriers shall be minimized, consistent with the intended purpose of the Security Barriers.

E. Communication Equipment Shelters and Accessory Buildings: Said shelters and buildings shall be designed to be architecturally similar and compatible with each other, and shall be no more than 12 feet high. Said shelters and buildings shall be used only to house Telecommunications Equipment related to the Site on which they are located. Whenever possible, these shelters and buildings shall be joined or clustered so as to appear as one building. Communication Equipment Shelters and accessory buildings shall be designed to be consistent with traditional local architectural styles and materials, with a recommended roof pitch of at least 10/12 and wood clapboard or shingle siding; or they shall be Camouflaged behind an effective year-round landscape buffer, equal to the height of the proposed building, and/or wooden fence, consistent with the Security Barrier standards of this By-Law. The SPGA shall determine the style of fencing and/or landscape buffer that is compatible with the neighborhood.

F. Tower Finish, Tower Heights and Tower Types:

1. Tower Finish: New Towers shall have a galvanized finish unless otherwise required. The SPGA may require the Towers to be painted or otherwise Camouflaged to minimize their visual impact.
2. Towers shall be constructed at the minimum Height necessary to accommodate the anticipated use, and may not exceed 120 feet in Height.
3. Tower(s) must be of a type that potentially can be used for Co-location. Free-standing Monopoles shall be the only permitted type of Tower. Lattice-style Towers and similar

structures requiring three or more legs and/or guy wires shall not be permitted. Monopoles shall not be located atop buildings.

G. Minimizing the number of required Towers/Antennas: The use of Repeaters or less intrusive wireless technologies to assure Adequate Coverage and/or Capacity, or to fill holes within areas of otherwise Adequate Coverage, shall be permitted and encouraged. An applicant who has received a Special Use Permit under this By-Law may install, with at least thirty (30) days written notice to the SPGA, the Board of Health, Conservation Commission, Building Inspector and Town Clerk, one or more additional Repeaters by right, although Site Plan Review before the SPGA shall be required. Applicant shall detail the number, Location, power output, and coverage of any proposed Repeaters and provide engineering data to justify their use. Abutters must be notified in accordance with the applicable Site Plan Review application procedures contained in Sections 6320 and 6330 of the Zoning By-laws of the Town of Sharon.

H. Commercial Advertising: Commercial advertising shall not be allowed on any Antenna, Tower, accessory building or Communication Equipment Shelter, or on any Security Barrier.

I. Lighting of Towers: Unless required by the Federal Aviation Administration (FAA), no lighting of Tower(s) is permitted. In any circumstance where a Tower is determined to need obstruction marking or lighting, applicants must seek the least visually obtrusive marking and/or lighting scheme in their FAA applications. Emergency, safety or security lighting may be utilized when there are people at the Site.

J. Hazard to Air Navigation: No Tower or Telecommunications Facility is permitted that would be classified as a hazard to air navigation, as defined by FAA regulations in Title 14 of the Code of Federal Regulations, or as otherwise set forth by the FAA.

K. Noise: Telecommunications Facilities shall be designed in such a way that sounds from the Site shall remain within ambient levels at the perimeter of the Site.

4627. Siting Criteria and Evaluation of Impact

A. Telecommunications Facilities shall be located so as to minimize the following potential impacts:

1. Visual / Aesthetic: Towers shall be sited, where possible, off ridge lines, and where their visual impact is least detrimental to Scenic Views, and shall be Camouflaged in accordance with subsection 4625(c).
2. Diminution of residential property values, based on supporting documentation.
3. Safety hazards including, but not limited to, structural failure, ice accumulation and discharge, excessive electromagnetic radiation in the event that a Tower or Telecommunications Facility is found to exceed FCC radiation guidelines at any time, and attractive nuisance.

B. The following additional criteria for siting decisions shall be applied:

1. Shared use of existing Telecommunications Facilities, such as Co-location, shall be encouraged (if it is demonstrated that safety is not compromised as a result).
2. Telecommunications Facilities shall be sited on existing non-telecommunications structures where not otherwise prohibited by this By-Law.
3. Use of municipal, state and federal lands, which comply with other requirements of this By-Law, and where visual and safety impacts can be minimized and mitigated, shall be encouraged.
4. Use of very low power Repeaters to provide Adequate Coverage, without requiring new Tower(s), shall be encouraged.

C. Limited Number of Towers and Telecommunications Facilities:

Towers and Telecommunications Facilities shall be located so as to provide Adequate Coverage and Adequate Capacity with the lowest number of Towers, Antennas and Repeaters which is technically and economically feasible.

D. Standards for Siting of Telecommunications Facilities:

All dedicated freestanding Telecommunications Facilities, with the exception of Repeaters, shall be sited as far away as possible, and in no event closer than five hundred (500') feet horizontally, from existing structures on adjacent lots, unless otherwise required to comply with this Section. No Repeater shall be located closer than two hundred (200') feet horizontally to existing structures on adjacent lots, unless otherwise required to comply with this Section, or more than thirty-five (35') feet above ground, without demonstration by the applicant that such placement is the only way in which Adequate Coverage can be provided.

For the purposes of clarification, the restrictions imposed by this subsection shall not apply to Telecommunications Facilities that are (a) fully enclosed within existing structures or (b) installed on existing structures. In addition, these restrictions shall not be interpreted to prohibit the construction of new structures on lots adjacent to Telecommunications Facilities.

E. Environmental Standards:

1. Telecommunication Facilities shall not be located in wetlands unless approved by the Conservation Commission of the Town of Sharon.
2. No hazardous waste shall be discharged on the Site of any Telecommunications Facility. If any hazardous materials are to be used on the Site, there shall be provisions for full containment and safe removal of such materials. An enclosed containment area shall be provided with a sealed floor, designed to contain at least 110% of the volume of the hazardous materials stored or used on the Site.
3. Stormwater runoff shall be contained on-site.

F. Primary Coverage Outside Sharon:

If the primary coverage area (greater than 50%) from a proposed Telecommunications Facility is outside the Town of Sharon, a Special Use Permit may be denied unless the applicant can demonstrate that it is unable to locate the proposed Telecommunications Facility within the town or area outside of Sharon which would be the primary recipient of service from the proposed Telecommunications Facility.

4630. Application Process.

All applications for Telecommunications Facilities shall be made and filed on the appropriate application form in compliance with the SPGA's application process. For all applications three copies of the following information must be submitted:

A. A locus plan at a scale of 1"=1000' which shall show all property lines, the exact Location of the proposed Telecommunications Facility, streets, landscape features, Dwelling Units, all buildings within five hundred (500') feet of the Site and all abutters to the Site as shown on the most recent Town Assessor's map.

B. A color photograph or rendition of the proposed Telecommunications Facility with its Antennas, panels, and/or satellite dishes. A rendition shall also illustrate the siting of the Telecommunications Facility from the nearest street or streets.

C. The following information prepared by a professional engineer:

1. A description of the Telecommunications Facility and the technical, economic and other reasons for the proposed Location, Height and design.
2. Confirmation that the Telecommunications Facility complies with all applicable Federal and State standards.
3. A description of the capacity of the Telecommunications Facility including the number and type of panels, Antennas, satellite dishes and/or transmitter and receivers that it can accommodate and the basis of these calculations.

D. If applicable, a written statement that the proposed Telecommunications Facility complies with, or is exempt from, applicable regulations administered by the Federal Aviation Administration (FAA), FCC, Massachusetts Aeronautics Commission and the Massachusetts Department of Public Health.

E. Detailed propagation maps and reports indicating the area to be covered by the proposed Telecommunications Facility and the current Locations of existing Telecommunications Facilities, whether in Sharon or not, that provide coverage to Sharon, and the areas that are covered by those Sites.

F. Evidence of Need - Adequate Coverage; Adequate Capacity:

1. Existing coverage: Applicant shall provide written documentation demonstrating that all existing or proposed Telecommunication Facilities in Sharon, in abutting towns, and within 5 miles of the proposed site cannot reasonably be made to provide Adequate Coverage and/or Adequate Capacity to the Town of Sharon. For each proposed Telecommunications Facility, an identified applicant shall demonstrate with written documentation that said existing Telecommunication Facilities are not already providing, or cannot reasonably be modified or adjusted to provide, Adequate Coverage and/or Adequate Capacity to the Town of Sharon. Said documentation shall include, for each Telecommunications Facility listed, the exact Location, ground elevation, Height of Tower or structure, type of Antenna(s), Antenna gain, Height of Antenna(s) on Tower or structure, output frequency, number of Channels, power input and maximum power output per Channel. Potential adjustments to these existing Telecommunication Facilities, including changes in Antenna type, orientation, gain, height or power output shall also be specified. Radial or Tiled Coverage Plots from each of these Telecommunication Facilities, as they exist, and with adjustments as above, shall be provided as part of the application, along with relevant Drive Testing and Data Mapping.

2. Repeaters: Applicant shall demonstrate with written documentation that it has analyzed the feasibility of Repeaters in conjunction with all Telecommunications Facilities listed in compliance with Section 4630(F)(1) to provide Adequate Coverage and/or Adequate Capacity to the Town of Sharon. Radial or Tiled Coverage Plots of all Repeaters considered for use in conjunction with these Telecommunication Facilities shall be provided as part of the application.

3. Three Year Plan: All applications shall be accompanied by a written three-year plan for use of the proposed Telecommunications Facilities. This plan should include justification for capacity in excess of immediate needs, as well as plans for any further development within Sharon.

4. The SPGA may deny a Special Use Permit if the SPGA (a) finds that Adequate Coverage for Sharon can be provided by any existing or proposed Telecommunications Facilities, with or without the use of Repeater(s), or can reasonably be provided by modification or adjustments to said Telecommunications Facilities, or (b) Sharon already has Adequate Coverage from this provider.

4640. Additional Design Guidelines.

The following guidelines shall be used when preparing plans for the siting and construction of all Telecommunications Facilities, in addition to all other relevant requirements set forth in this By-Law:

A. The height of Antennas or satellite dishes located on residential buildings or in the yards of residential structures shall not exceed the tree-line of the lot, unless additional height restrictions apply pursuant to Section 4620(B).

B. Antennas or satellite dishes located on non-residential buildings shall not exceed ten (10') feet in height above the roof line of the structure, unless additional height restrictions apply pursuant to Section 4620(B).

C. All Telecommunications Facilities shall be sited in such a manner that the view of a Facility from adjacent abutters, residential neighbors and other areas of the Town of Sharon shall be as limited as possible. All Monopoles, Antennas and satellite dishes shall be Camouflaged. A different coloring scheme shall be used to blend the structure with the landscape below and above the tree or building line.

D. Satellite dishes and Antennas shall be situated on or attached to a structure in such a manner that they are screened from view from abutting streets. Free-standing dishes or Antennas shall be positioned in such a manner so as to minimize visibility from abutting streets and residences and in such a manner as to limit the removal of existing vegetation. All Telecommunications Equipment shall be colored, molded and/or installed to blend into the structure or landscape.

E. Telecommunications Facilities shall be designed to accommodate the maximum number of users technologically practical. The intent of this requirement is to reduce the number of Telecommunications Facilities that need to be sited within the Town of Sharon.

F. There shall be no signs at Telecommunications Facilities except for announcement signs, no trespassing signs and a required sign giving a phone number where the owner can be reached twenty-four (24) hours a day. All signs shall conform to the Sign By-Law of the Town of Sharon.

G. There shall be a minimum of one (1) parking space for each Telecommunications Facility, to be used in connection with the maintenance of the Facility, and not to be used for the permanent storage of vehicles or equipment.

4650. Special Use Permit Review.

Applicants for Special Use Permits may be approved, or approved with conditions, if the applicant can fulfill the requirements of this By-Law to the satisfaction of the SPGA.

Applications for Special Use Permits shall be denied if the applicant cannot fulfill or address the requirements of this By-Law to the satisfaction of the SPGA, unless the SPGA elects to grant a waiver pursuant to Section 4690.

When considering an application for a Telecommunications Facility, the SPGA shall place great emphasis on the visual impact of the Facility on residential structures. New Telecommunications Facilities shall only be considered after a finding that existing (or previously approved) Telecommunications Facilities cannot provide Adequate Capacity and/or Coverage.

When considering an application for an Antenna or satellite dish to be placed on a structure or in a residential neighborhood, the SPGA shall place great emphasis on the visual impact of the Telecommunications Equipment to the abutting neighborhoods and street(s).

4660. Provision of Independent Consultants.

A. Upon submission of an application for a Special Use Permit under this By-Law, the SPGA shall hire Independent Consultants, whose services shall be paid for by the applicant pursuant to Sharon's policies and procedures. Said Independent Consultants shall be qualified professionals with a record of service to various types of customers including, but not limited to, government bodies and consumer groups, in one of the following fields appropriate for the issues being studied: a) Telecommunications/radiofrequency engineering b) structural engineering, c) assessment of EMFs, and (d) such other fields as may be deemed necessary by the SPGA.

B. The SPGA shall select the Independent Consultants from a list of potential consultants developed and maintained in consultation with the Board of Health and the Conservation Commission.

C. Upon submission of a complete application for a Special Use Permit under this By-Law, the SPGA shall provide its Independent Consultants with the full application for their analysis and review.

D. Applicants for any Special Use Permit under this By-Law shall obtain permission from the Owner(s) of the proposed Facility Site(s) or Telecommunications Facilities for Sharon's Independent Consultants to conduct any necessary site visit(s).

4670. Monitoring and Evaluation of Compliance.

A. Pre-Activation Testing:

After issuance of a Special Use Permit and prior to commencement of transmission by a successful applicant's Telecommunications Facilities, said applicant shall pay for Independent Consultants, hired by the SPGA, to Monitor the background levels of EMF radiation around the proposed Facility Site and/or any Repeater locations used for the applicant's Telecommunications Facilities. The Independent Consultants shall use the Monitoring Protocol. A report of the Monitoring results shall be prepared by the Independent Consultants and submitted to the Board of Selectmen, the SPGA, the Board of Health, the Director of the Department of Public Works, the Building Inspector and the Town Clerk.

B. Post-Activation Testing:

Within fourteen (14) business days after transmission begins, the owner(s) of any Telecommunications Facility shall pay for Independent Consultants, hired by the Town, to conduct testing and Monitoring of non-ionizing radiation emitted from said Telecommunications Facility, and to report the results of said Monitoring. Said Monitoring shall be conducted on a semi-annual basis, using actual field measurements of non-ionizing radiation in accordance with the Monitoring Protocol. A report of the Monitoring results shall be prepared by the Independent Consultants and submitted to the Board of Selectmen, the SPGA, the Board of Health, the DPW Director, the Building Inspector and the Town Clerk. Any Major Modification of an existing Telecommunications Facility or Tower, or the activation of any additional permitted Channels, shall require new Monitoring.

C. Excessive Emissions:

In the event that the Monitoring of a Telecommunications Facility reveals that the Facility exceeds the current FCC standard (or other currently applicable standard if changed), the owner(s) of all Telecommunications Equipment using that Site shall be so notified. Said owner(s) shall submit to the SPGA and the Inspector of Buildings within ten (10) business days of non-compliance a plan for reducing emissions to a level that complies with current FCC requirements. Said plan shall reduce emissions to the current requirements within 15 days of initial notification of non-compliance. Failure to accomplish such reduction of emissions within 15 days of notification of non-compliance shall be a violation of this By-law and the Special Use Permit and may result in the imposition of fines in accordance with Section 6140, or revocation of the Special Use Permit, or both. Such fines shall be payable to the Town of Sharon by the owner(s) of the Tower.

D. Structural Inspection:

The owner(s) of a Telecommunications Facility shall comply with all state and local requirements for structural inspection and certification. In addition, all Towers shall be inspected by the Building Inspector or Independent Consultants after sustained winds of 90 mph, in the event of unsafe conditions such as severe ice build-up, and in any event not less than every seven years. The owner(s) shall grant its permission and the permission of any other relevant parties to carry out such inspections.

E. Unsafe Structure:

In the event that the inspection of any Tower reveals structural defects which, in the opinion of the Building Inspector or Independent Consultants, render that Tower unsafe, the following actions must be taken: The owner(s) must be given notice of the unsafe condition, and, within ten (10) business days of notification, the owner(s) of the Tower shall submit a plan to remedy the structural defects to the Building Inspector for approval. This plan shall be initiated within ten (10) days of the submission of the remediation plan, provided it is approved by the Building Inspector, and completed as soon thereafter as reasonably possible. Failure to accomplish remediation of structural defect(s) within thirty (30) days of the original notice (or such shorter or longer period as may be determined to be reasonable in the event that the Building Inspector determines that the Tower poses a substantial and imminent threat to public safety) shall be a violation of this By-law and the Special Use Permit and may result in the imposition of fines in accordance with Section 6140, or revocation of the Special Use Permit, or both. Such fines shall be payable to the Town of Sharon by the owner(s) of the Tower.

F. Compliance Enforcement Responsibility:

This bylaw shall be enforced by the Town of Sharon's Building Inspector, who shall take such action as may be necessary to enforce full compliance with the provisions of this By-Law and of permits and variances issued hereunder, including notifications of noncompliance and requests for legal action through the Town Manager and the Town Counsel.

G. Compliance Certification:

1. Telecommunications Facilities may not be erected, substantially altered, moved, or changed in use, and Sites may not be substantially altered or changed in principal use without certification by the Building Inspector that such action is in compliance with applicable zoning, or without review by the Building Inspector regarding whether all necessary permits have been obtained from governmental agencies from which approval is required by federal, state or local law. Telecommunications Facilities shall be located and constructed to minimize their visual impact on the Site and its environs.

2. Annual certification demonstrating continued compliance with the standards of the FCC, Federal Aviation Administration and the American National Standards Institute, and required maintenance, shall be filed with the Building Inspector by the Special Use Permit holders for all Telecommunications Facilities.

H. Expiration:

Special Use Permits granted pursuant to this By-Law shall lapse twenty-four (24) months following the issuance thereof (plus such time required to pursue or await the determination of an appeal referred to in Chapter 40A, Section 17, of the Massachusetts General Laws), if a substantial use thereof or construction has not sooner commenced.

4680. Removal Requirements.

A. Abandonment or Discontinuance of Use:

Any Telecommunications Facility, which ceases to operate for a period of one year, shall be considered abandoned and shall be removed by the applicant or subsequent owner within ninety (90) days from the date of abandonment. "Ceases to operate" is defined as not performing the normal functions associated with a Telecommunications Facility on a continuous and ongoing basis for a period of one year. At the time of removal, the Facility Site shall be remediated so that all Telecommunications Facility improvements are removed and the Site shall be re-vegetated. If all Telecommunications Equipment on a Tower shall have ceased to operate, the Tower shall also be removed, and the Site shall be re-vegetated. Existing trees shall only be removed if necessary to complete the required removal. Applicant shall, as a condition of the Special Use Permit, provide a financial surety payable to the Town of Sharon and acceptable to the SPGA, to cover the cost of removal of the Telecommunications Facility and the remediation of the landscape, should the Telecommunications Facility cease to operate.

4690. Waiver.

The SPGA shall have the authority to waive any siting or design requirement set forth in this By-Law. In waiving such requirements, the SPGA shall issue a finding that the waiver will result in a substantially better design and/or siting of the proposed Telecommunications Equipment and/or Facility than would result from strict adherence to the provisions of this By-Law. In making such a finding, the Planning Board shall consider the visual and safety impacts of the proposed Telecommunications Equipment and/or Facility, as well as the general purposes of this By-Law.

4695. Overlay District.

The Wireless Communication Overlay District shall be as shown on the zoning map of the Town of Sharon.

And further, to amend the Zoning Map of the Town of Sharon to include as an overlay district the Wireless Communication Overlay District as shown on the map entitled "Cell Tower Zoning Overlay District Map" on file with the Town Clerk.

MOTION: To amend Article 24 by making the following changes:

1. Section 4610(E). Modify this section by deleting it in its entirety and substituting therefore the following language:
"Prohibit the siting of any Telecommunications Facilities within five hundred (500') feet of any Dwelling Unit, and to otherwise protect property values, as well as the general safety, welfare, and quality of life of the citizens of Sharon and those who visit this community."
2. Section 4620(B)(3). Modify the first sentence of this section by deleting the following language: "preexisting structures", and substituting therefore: "preexisting structures not within five hundred (500') feet of any Dwelling Unit",

and modify the second sentence by deleting the following language: "permanent nonresidential use" and substituting therefore: "permanent commercial use"
3. Section 4627(B)(3). Modify this section by adding the following language to the end of this section: ", provided that Telecommunications Facilities on such lands shall not be sited within 500 feet of any Dwelling Unit."
4. Section 4627(D): Modify this Section as set forth below:

Deleting the following language from the end of the first sentence: "unless otherwise required to comply with this Section",

And adding the following language at the end of this Section: "Notwithstanding the foregoing, in no event shall any Telecommunications Facilities be installed on existing structures within 500 feet of any Dwelling Unit."
5. Section 4650. Modify this section by adding the following language after the first sentence of the first paragraph:

"Notice shall be provided by the SPGA as required by Chapter 40A, Section 11, of the Massachusetts General Laws, and further, in addition to those parties in interest notified by the SPGA as required by said statute, the applicant shall also provide notice to all other owners of dwelling units within one thousand (1000') feet of the Site which is the subject of the applicant's application. Such additional notice shall be sent to said parties within ten (10) days of the filing of said application. The SPGA shall not hold a meeting to consider such application until at least forty (40) days after the filing of the aforesaid application.

6. Section 4690. Adding the following at the end of the first sentence of this section: ", except that in no event shall any Telecommunications Facilities be built within 500 feet of any Dwelling Unit."
7. Section 4695: Modify this section by adding the following language to the end of this section: In no event shall a Telecommunications Facility within the Wireless Communication Overlay District be sited within 500 feet of any Dwelling Unit.

MOTION: To call the question. **CARRIED.**

MOTION: To amend Article 24 by making the following changes:

1. Section 4610(E). Modify this section by deleting it in its entirety and substituting therefore the following language: "Prohibit the siting of any Telecommunications Facilities within five hundred (500') feet of any Dwelling Unit, and to otherwise protect property values, as well as the general safety, welfare, and quality of life of the citizens of Sharon and those who visit this community."-
2. Section 4620(B)(3). Modify the first sentence of this section by deleting the following language: "preexisting structures", and substituting therefore: "preexisting structures not within five hundred (500') feet of any Dwelling Unit",

and modify the second sentence by deleting the following language: "permanent nonresidential use" and substituting therefore: "permanent commercial use"
3. Section 4627(B)(3). Modify this section by adding the following language to the end of this section: ", provided that Telecommunications Facilities on such lands shall not be sited within 500 feet of any Dwelling Unit."
4. Section 4627(D): Modify this Section as set forth

below:

Deleting the following language from the end of the first sentence: "unless otherwise required to comply with this Section",

And adding the following language at the end of this Section: "Notwithstanding the foregoing, in no event shall any Telecommunications Facilities be installed on existing structures within 500 feet of any Dwelling Unit."

5. Section 4650. Modify this section by adding the following language after the first sentence of the first paragraph:

"Notice shall be provided by the SPGA as required by Chapter 40A, Section 11, of the Massachusetts General Laws, and further, in addition to those parties in interest notified by the SPGA as required by said statute, the applicant shall also provide notice to all other owners of dwelling units within one thousand (1000') feet of the Site which is the subject of the applicant's application. Such additional notice shall be sent to said parties within ten (10) days of the filing of said application. The SPGA shall not hold a meeting to consider such application until at least forty (40) days after the filing of the aforesaid application.

6. Section 4690. Adding the following at the end of the first sentence of this section: ", except that in no event shall any Telecommunications Facilities be built within 500 feet of any Dwelling Unit."

7. Section 4695: Modify this section by adding the following language to the end of this section: In no event shall a Telecommunications Facility within the Wireless Communication Overlay District be sited within 500 feet of any Dwelling Unit.

NOT CARRIED. SEVEN PEOPLE CHALLENGED MODERATOR'S CALL.

A STANDING VOTE. VOTES IN THE AFFIRMATIVE 45. VOTES IN THE NEGATIVE 115.

MOTION: To amend Article 24 by making the changes as set forth below:

4620. General Requirements

B.3. Remove the following words from the end of sentence 2: "in existence for at least one (1) year prior to the application"

Thus this paragraph will now read as follows:

"In other zoning districts Antennas may be added to preexisting structures. These structures must have a clearly defined permanent nonresidential use" and:

4625. Additional Requirements

B. Setbacks for New Towers:

Remove the words ",plus 50"

4627. Siting Criteria and Evaluation of Impact

D. Standards for Siting of Telecommunications Facilities:

Remove the words "closer than five hundred (500') feet horizontally" and substitute therefore the following: "closer horizontally than the height of the Telecommunications Facility".

Remove the words "closer than two hundred (200') feet horizontally" and substitute therefore the following: "closer horizontally than the height of the Telecommunications Facility".

Remove the words "or more than thirty-five (35') feet above the ground,". **NOT CARRIED.**

MOTION: To amend Article 24 by deleting in the last paragraph of Section 4627 (D) the words beginning with "For the purposes" through the words "In addition", and capitalizing letter "T" of the next word "these".

And to further modify Section 4627 (D) by deleting, in the immediately previous paragraph, the words "dedicated freestanding" and by substituting the word "facilities" with the word "equipment".

MOTION: To call the question. **CARRIED.**

MOTION: To amend Article 24 by deleting in the last paragraph of Section 4627 (D) the words beginning with "For the purposes" through the words "In addition", and capitalizing letter "T" of the next word "these".

And to further modify Section 4627 (D) by deleting, in the immediately previous paragraph, the words "dedicated freestanding" and by substituting the word "facilities" with the word "equipment".

CARRIED. A STANDING VOTE. VOTES IN THE AFFIRMATIVE 116. VOTES IN THE NEGATIVE 38.

MOTION: To reconsider vote on amendment. **NOT CARRIED.**

VOTED: That the Town vote to amend Article 4600 of the Zoning By-Law, currently entitled "Wireless Communication Facilities" by deleting the same in its entirety and substituting therefor the following:

4600. Telecommunications Facilities

4610. Purpose.

The purposes of this By-Law are to:

A. Preserve the character and appearance of Sharon while allowing adequate Telecommunications services.

B. Protect the scenic, historic, environmental, natural and man-made resources of Sharon.

C. Provide standards and requirements for the regulation, placement, appearance, Camouflaging, construction, Monitoring, design, modification and removal of Telecommunications Facilities.

D. Provide a procedural basis for action within a reasonable period of time on requests for authorization to place, construct, operate, modify or remove Telecommunications Facilities.

E. Locate Telecommunications Facilities in a manner that protects property values, as well as the general safety, welfare and quality of life of the citizens of Sharon and all those who visit this community.

F. Minimize the total number and height of Towers throughout Sharon.

G. Locate Telecommunications Facilities so that they do not have negative impacts, such as, but not limited to, attractive nuisance, excess noise, excess light and falling objects.

H. Require owners of Telecommunications Facilities to design and site them so as to minimize and mitigate the adverse visual effects of the Towers and Facilities.

I. Require Co-location and the clustering of Telecommunications Facilities, where possible, consistent with safety and aesthetic considerations.

J. Otherwise minimize the impact of Telecommunications Facilities, including satellite dishes and Antennas, on adjacent properties and residential neighborhoods.

4615. Consistency with Federal Law.

These regulations are intended to be consistent with state and federal law and, in particular, the Telecommunications Act of 1996 in that:

A. They do not prohibit or have the effect of prohibiting the provision of Telecommunications services, and

B. They are not intended to be used to unreasonably discriminate among providers of functionally equivalent Telecommunications services; and

C. They do not regulate Telecommunications services on the basis of the environmental effects of radio frequency emissions to the extent that the regulated services and Telecommunications Facilities comply with the FCC's regulations concerning such emissions.

4618. Definitions and Word Usage.

As used in this By-Law, the following terms shall have the meanings indicated. The words "shall" or "will" indicate mandatory requirements; "may" is advisory and indicates recommendations that are not mandatory.

ADEQUATE CAPACITY - Capacity is considered to be "adequate" if the Grade of Service is p.05 or better for at least 50% of the days in a preceding month, prior to the date of application, as measured using direct traffic measurement of the Telecommunications Facility in question, where the blocking of wireless telephone calls is due to frequency contention at the Antenna(s).

ADEQUATE COVERAGE - Coverage is considered to be "adequate" for a given area if the Telecommunications services provided by a given Telecommunications Provider for that area meet reasonable standards of service. Any party wishing to install additional Telecommunications Equipment or Facilities in the Town of Sharon must provide sufficient evidence to the SPGA, subject to independent review pursuant to Section 4660, that the additional Telecommunications Equipment or Facilities are necessary to provide Adequate Coverage for the area in question.

ANTENNA - A device for transmitting and receiving electromagnetic waves, which is attached to a Tower or other structure. Examples include, but are not limited to, whip, panel, and dish Antenna(s).

AVAILABLE SPACE - The space on a Tower or structure to which Antennas of a Telecommunications Provider are both Structurally Able and Electromagnetically Able to be attached.

BASE STATION - The primary sending and receiving site in a wireless Telecommunications network. More than one Base Station and/or more than one variety of Telecommunications Provider can be located at a single Telecommunications Facility.

BULLETIN 65 - Published by the FCC Office of Engineering and Technology specifying radio-frequency radiation levels and methods to determine compliance.

CAMOUFLAGED - Telecommunications Equipment or a Telecommunications Facility that is disguised, hidden, part of an existing or proposed structure, or placed within an existing or proposed structure is considered "Camouflaged".

CHANNEL - The segment of the radiation spectrum from an Antenna, which carries one signal. An Antenna may radiate on many Channels simultaneously.

CO-LOCATION - The use of a single mount on the ground by more than one Telecommunications Provider (vertical co-location), and/or several mounts at an existing Site by more than one Telecommunications Provider.

COMMUNICATION EQUIPMENT SHELTER - A structure located at a Telecommunications Facility designed principally to enclose Telecommunications Equipment.

DATA MAPPING - Data Mapping is defined as depicting on a map, by graphical (colors, shading or symbols) means, the actual or predicted values of signal-coverage parameters in order to establish Adequacy of Capacity or Coverage.

dBm - Unit of measure at the input of a receiver, given its Antenna system gain at a particular frequency, expressed as decibels (dB) above one milliwatt. Signal predictions with this measure are valid at one particular frequency, and must identify all receiver and Antenna combinations.

dB μ - Unit of measure of the field intensity of an electromagnetic signal, expressed as decibels (dB) above one microvolt per meter, an absolute measure for describing and comparing service areas, independent of the many variables (see dBm) introduced by different receiver configurations. This unit of measure shall be used for coverage prediction plots.

DRIVE TESTING - Drive Testing is defined as testing in which reception results, obtained by driving through an area using a vehicle-mounted receiver, are recorded for analysis. Preliminary Drive Tests may be made of existing Telecommunications Facility coverage and/or the propagation characteristics of transmission from a possible Telecommunications Facility location (using a temporary Antenna and low-power transmitter); follow-up Drive Testing may be used after activation of a Telecommunications Facility and in conjunction with cell tuning.

DWELLING UNIT - As defined in the Sharon Zoning By-Laws.

ELECTROMAGNETICALLY ABLE - The determination that the proposed Antenna(s) meets manufacturers' minimum Separation recommendations, given the location and operating parameters of existing and proposed Antenna(s).

ELEVATION - The Elevation at grade or ground level shall be given as Above Mean Sea Level (AMSL). The height of a Telecommunications Facility shall be given as Above Ground Level (AGL). AGL is a measurement of height from the natural grade of a site to the highest point of a structure. The total elevation of a Telecommunications Facility is AGL plus AMSL.

EMF - Electromagnetic Field. The radio-frequency emissions or radiation produced by wireless transmitters.

ENVIRONMENTAL ASSESSMENT (EA) - An EA is the document required by the FCC and the National Environmental Policy Act (NEPA) when a Telecommunications Facility is to be placed in certain designated areas such as wetlands or other sensitive habitats. A copy of any EA filed with the FCC shall also be filed with the SPGA.

ERP - Effective Radiated Power.

FACILITY SITE - A property, or any part thereof, which is owned or leased by one or more Telecommunications Provider(s) and upon which one or more Telecommunications Facility(ies) and required landscaping are located.

FALL ZONE - The area on the ground within a prescribed radius from the base of a Tower. The fall zone is the area within which there is a potential hazard from falling debris (such as ice) or collapsing material.

FCC - Federal Communications Commission. The government agency responsible for regulating Telecommunications in the United States.

GHz - Gigahertz: A measure of electromagnetic radiation equaling one billion hertz.

GRADE OF SERVICE - A measure of the percentage of wireless telephone calls which are able to connect to the Base Station during the busiest hour of the day. Grade of Service is expressed as a number, such as p.05 - which means that 95% of callers will connect on their first try. A lower number (p.04) indicates a better Grade of Service.

HEIGHT OF TOWER - The vertical distance between the highest point of the Tower, including any devices attached thereto, and the grade.

HERTZ (Hz) - one hertz is the frequency of an electric or magnetic field that reverses polarity once each second, or one cycle per second.

LICENSED CARRIER - An entity authorized by the FCC to construct and operate a Telecommunications Facility.

LOCATION - References to a Facility Site location shall include the exact longitude and latitude to the nearest tenth of a second with bearing or orientation referenced to true North.

MAJOR MODIFICATION OF AN EXISTING TELECOMMUNICATIONS FACILITY - Any change or proposed change in power input or output, number of Antennas, change in Antenna type or model, repositioning of Antennas, or change in number of Channels per Antenna above the maximum number approved under an existing Special Use Permit.

MAJOR MODIFICATION OF AN EXISTING TOWER - Any increase or proposed increase in dimensions of an existing or permitted Tower or other structure designed to support Telecommunications transmissions, receiving and/or relaying Antennas and/or other Telecommunications Equipment.

MHz - Megahertz: A measure of electromagnetic radiation equaling one million hertz.

MONITORING - The measurement, by the use of instruments in the field, of non-ionizing radiation exposure at a given location.

MONITORING PROTOCOL - The testing protocol, such as the Cobbs Protocol (or one substantially similar, including compliance determined in accordance with the National Council on Radiation Protection and Measurements, Reports 86 and 119), which is to be used to monitor the emissions and determine exposure risk from existing and new Telecommunications Facilities upon adoption of this By-Law. As Telecommunications technology changes, the SPGA may require by regulation the use of other Monitoring Protocols. A copy of the Monitoring Protocol shall be kept on file with the Board of Selectman and the Town Clerk.

MONOPOLE - A single self-supporting vertical pole with no guy wire anchors, usually consisting of galvanized or other unpainted metal, or wood, with below grade foundations. (See Tower).

NON-IONIZING RADIATION - defined as any electromagnetic radiation, including radio-frequency radiation, incapable of producing ions directly or indirectly.

PERSONAL WIRELESS SERVICES - Commercial mobile services, unlicensed wireless services, and common carrier wireless exchange access services. These services include: cellular services, Personal Communications Systems (PCS), specialized mobile radio services, and paging services.

RADIAL PLOTS - Radial plots are the result of drawing equally spaced lines (radials) from the point of an Antenna, calculating the expected signal, and indicating this graphically on a map.

The relative signal strength may be indicated by varying the size or color at each point being studied along the radial; a threshold plot uses a mark to indicate whether that point is strong enough to provide adequate coverage - i.e., the points meeting the threshold of Adequate Coverage.

RADIATED-SIGNAL PROPAGATION STUDIES OR COVERAGE PLOTS -

Computer-generated estimates of the signal emanating from Antenna(s) or Repeater(s) sited on a specific Tower or structure, and prediction of coverage. The height above ground, power input and output, frequency output, type of Antenna, Antenna gain, topography of the Facility Site and its surroundings are all taken into account to create these estimates, which are the primary tools for determining whether a Facility Site will provide Adequate Coverage for the Telecommunications Facility proposed for that Site.

RADIOFREQUENCY ENGINEER - An engineer who specializes in the design, review, and monitoring of radio frequency technologies.

REPEATER - A low-power receiver/relay transmitter generally of less than 20 watts output designed to provide service to areas which are not able to receive Adequate Coverage directly from a Base Station.

SCENIC VIEW - A scenic view is a wide angle or panoramic field of sight and may include natural and/or manmade structures and activities. A scenic view may be from a stationary viewpoint or be seen traveling along a roadway, waterway, or path, and may also be to a far away object or a nearby object.

SECURITY BARRIER - A locked, impenetrable wall, fence or berm, which completely seals an area from unauthorized entry or trespass. Razor wire may not be used. Security Barriers shall be compatible with the surrounding landscape.

SEPARATION - The distance between one Telecommunications Provider's array of Antennas and another Telecommunications Provider's array of Antennas.

SITE - The land area that is, or will be, temporarily or permanently altered during construction and/or use of any Telecommunications Tower or Facility. Alterations include all construction activities, fencing, landscaping, screening, structures, parking facilities, etc. Access roads and utility lines shall not be considered to be part of the Site, except where specified in these regulations.

SPECIAL PERMIT GRANTING AUTHORITY (SPGA) -The Zoning Board of Appeals shall be the Special Permit Granting Authority for the purposes of this By-Law.

STRUCTURALLY ABLE - A determination that a Tower or structure is capable of carrying the physical load imposed by the proposed new Antenna(s) under all reasonably predictable conditions as determined by a professional structural engineering analysis.

TELECOMMUNICATIONS - Commercial Mobile Services, unlicensed wireless services, and Personal Wireless Services. Said services include cellular services, Personal Communications

Services (PCS), Specialized Mobile Radio Services, broadcast and paging services. The FCC regulates such services.

TELECOMMUNICATIONS EQUIPMENT - All equipment (including Repeaters) at a given Site with which a Telecommunications Provider broadcasts and receives the radio-frequency waves which carry its services. This equipment may be sited on one or more Towers or structures owned and permitted by another owner or entity.

TELECOMMUNICATIONS FACILITY - All Telecommunications Equipment and the structures enclosing or supporting that Equipment, such as Towers and Communications Equipment Shelters, at a given Location. For the purposes of this By-Law, the terms "wireless communications facility" and "Teleport" shall be governed by this By-Law's provisions regarding Telecommunications Facilities.

TELECOMMUNICATIONS PROVIDER - An entity licensed by the FCC to provide Telecommunications services to individuals or institutions.

TELEPORT - A facility using satellite dishes of greater than 3 feet in diameter, which are designed to up-link to communications satellites.

TILED COVERAGE PLOTS - Tiled plots result from calculating the signal at uniformly spaced locations on a rectangular grid, or tile, of the area of concern.

TOWER - A structure intended to support Antenna(s) and associated equipment.

4619. Exempted Wireless Communications Uses.

The following wireless communications facilities are exempted from the provisions of this By-Law: police, fire, ambulance and other emergency dispatch, citizen band radio, and Towers and equipment used exclusively by a federally licensed amateur radio operator. Nothing contained herein shall be deemed to prohibit the construction or use of an amateur structure by a federally licensed amateur radio operator. No Telecommunications Facility or Repeater shall be exempt from this By-Law for any reason, including a Facility or Repeater which is proposed to share a Tower or other structure with designated exempt uses.

4620. General Requirements.

A. No Telecommunications Facility shall be erected or installed except in compliance with the provisions of this section. In all cases, a Special Use Permit is required from the SPGA. Any proposed Major Modification of an Existing Telecommunications Facility or Tower shall be subject to a new application for a Special Use Permit.

B. Telecommunications Facilities may be located in the following zoning districts:

1. Light Industrial District
2. Business District

3. In other zoning districts Antennas may be added to preexisting structures. These structures must have a clearly defined permanent nonresidential use in existence for at least one (1) year prior to the application and:

- 1) The Antennas do not exceed the height of the existing structure;
- 2) Sufficient space exists at the base of the structure for the placement of equipment with proper screening and access; and
- 3) Provisions are made for more than one Telecommunications Provider where possible.

4. In other zoning districts as provided for in the Wireless Communication Overlay District adopted by the Town of Sharon.

4625. Additional Requirements.

A. Access Roads and Above Ground Utilities: Where new Towers and Telecommunications Facilities require construction of, or improvements to, access roads, said roads, to the extent practicable, shall follow the contour of the land and be constructed or improved in a manner which creates minimum environmental and aesthetic harm. Utility or service lines shall be designed and located so as to protect, and minimize or prevent debasement of, the scenic character or beauty of the area. The SPGA shall request comments from the Chiefs (or their designees) of Fire, Police and other emergency services regarding the adequacy for emergency access of any planned drive or roadway to the site.

B. Setbacks for New Towers: New Towers shall have a Fall Zone setback of at least the height of the Tower, plus 50', from all boundaries of the Site. This setback requirement is intended to create a Fall Zone in the event of a Tower collapse. Towers also shall be subject to the buffer zone setback set forth in Section 4627 of this By-Law.

C. Camouflage and Landscape Screening: All Telecommunications Facilities shall be designed so as to be Camouflaged to the greatest extent possible, including, but not limited to, use of compatible building materials and colors, screening, landscaping and placement within trees, enclosing Telecommunications Facilities within existing structures, and use of alternative design-mounting structures to conceal the presence of Antenna(s) or Tower(s). Screening shall be required at the perimeter of the Site. If Telecommunications Facilities are not Camouflaged from public view by or within existing buildings or structures, buffers of dense tree growth and year-round visual buffer shall surround them. Ground-mounted Telecommunications Equipment shall be enclosed within a vegetated buffer of sufficient height and depth to provide effective screening. Trees and vegetation may be existing on the subject site or installed as part of the proposed Telecommunications Facility or a combination of both. The SPGA shall determine the types of trees and plant materials and depth of the buffer based on Site conditions. If the Telecommunications Facility is in a wooded area, a vegetated buffer strip of undisturbed trees shall be retained for at least 50 feet in width around the entire perimeter except where the access drive is located. The applicant shall post a bond at a local bank to cover the cost of the remediation of any damage to the landscape which may occur during the clearing of the Site.

D. Security Barriers and Signs: Adequate warning signs and Security Barriers shall be installed as needed to protect the public and at a minimum shall meet federal requirements. The visual impact of any Security Barriers shall be minimized, consistent with the intended purpose of the Security Barriers.

E. Communication Equipment Shelters and Accessory Buildings: Said shelters and buildings shall be designed to be architecturally similar and compatible with each other, and shall be no more than 12 feet high. Said shelters and buildings shall be used only to house Telecommunications Equipment related to the Site on which they are located. Whenever possible, these shelters and buildings shall be joined or clustered so as to appear as one building. Communication Equipment Shelters and accessory buildings shall be designed to be consistent with traditional local architectural styles and materials, with a recommended roof pitch of at least 10/12 and wood clapboard or shingle siding; or they shall be Camouflaged behind an effective year-round landscape buffer, equal to the height of the proposed building, and/or wooden fence, consistent with the Security Barrier standards of this By-Law. The SPGA shall determine the style of fencing and/or landscape buffer that is compatible with the neighborhood.

F. Tower Finish, Tower Heights and Tower Types:

1. Tower Finish: New Towers shall have a galvanized finish unless otherwise required. The SPGA may require the Towers to be painted or otherwise Camouflaged to minimize their visual impact.
2. Towers shall be constructed at the minimum Height necessary to accommodate the anticipated use, and may not exceed 120 feet in Height.
3. Tower(s) must be of a type that potentially can be used for Co-location. Free-standing Monopoles shall be the only permitted type of Tower. Lattice-style Towers and similar structures requiring three or more legs and/or guy wires shall not be permitted. Monopoles shall not be located atop buildings.

G. Minimizing the number of required Towers/Antennas: The use of Repeaters or less intrusive wireless technologies to assure Adequate Coverage and/or Capacity, or to fill holes within areas of otherwise Adequate Coverage, shall be permitted and encouraged. An applicant who has received a Special Use Permit under this By-Law may install, with at least thirty (30) days written notice to the SPGA, the Board of Health, Conservation Commission, Building Inspector and Town Clerk, one or more additional Repeaters by right, although Site Plan Review before the SPGA shall be required. Applicant shall detail the number, Location, power output, and coverage of any proposed Repeaters and provide engineering data to justify their use. Abutters must be notified in accordance with the applicable Site Plan Review application procedures contained in Sections 6320 and 6330 of the Zoning By-laws of the Town of Sharon.

H. Commercial Advertising: Commercial advertising shall not be allowed on any Antenna, Tower, accessory building or Communication Equipment Shelter, or on any Security Barrier.

I. Lighting of Towers: Unless required by the Federal Aviation Administration (FAA), no lighting of Tower(s) is permitted. In any circumstance where a Tower is determined to need obstruction marking or lighting, applicants must seek the least visually obtrusive marking and/or lighting scheme in their FAA applications. Emergency, safety or security lighting may be utilized when there are people at the Site.

J. Hazard to Air Navigation: No Tower or Telecommunications Facility is permitted that would be classified as a hazard to air navigation, as defined by FAA regulations in Title 14 of the Code of Federal Regulations, or as otherwise set forth by the FAA.

K. Noise: Telecommunications Facilities shall be designed in such a way that sounds from the Site shall remain within ambient levels at the perimeter of the Site.

4627. Siting Criteria and Evaluation of Impact

A. Telecommunications Facilities shall be located so as to minimize the following potential impacts:

1. Visual / Aesthetic: Towers shall be sited, where possible, off ridge lines, and where their visual impact is least detrimental to Scenic Views, and shall be Camouflaged in accordance with subsection 4625(c).
2. Diminution of residential property values, based on supporting documentation.
3. Safety hazards including, but not limited to, structural failure, ice accumulation and discharge, excessive electromagnetic radiation in the event that a Tower or Telecommunications Facility is found to exceed FCC radiation guidelines at any time, and attractive nuisance.

B. The following additional criteria for siting decisions shall be applied:

1. Shared use of existing Telecommunications Facilities, such as Co-location, shall be encouraged (if it is demonstrated that safety is not compromised as a result).
2. Telecommunications Facilities shall be sited on existing non-telecommunications structures where not otherwise prohibited by this By-Law.
3. Use of municipal, state and federal lands, which comply with other requirements of this By-Law, and where visual and safety impacts can be minimized and mitigated, shall be encouraged.
4. Use of very low power Repeaters to provide Adequate Coverage, without requiring new Tower(s), shall be encouraged.

C. Limited Number of Towers and Telecommunications Facilities:

Towers and Telecommunications Facilities shall be located so as to provide Adequate Coverage and Adequate Capacity with the lowest number of Towers, Antennas and Repeaters which is technically and economically feasible.

D. Standards for Siting of Telecommunications Facilities:

All Telecommunications Equipment, with the exception of Repeaters, shall be sited as far away as possible, and in no event closer than five hundred (500') feet horizontally, from existing structures on adjacent lots, unless otherwise required to comply with this Section. No Repeater shall be located closer than two hundred (200') feet horizontally to existing structures on adjacent lots, unless otherwise required to comply with this Section, or more than thirty-five (35') feet above ground, without demonstration by the applicant that such placement is the only way in which Adequate Coverage can be provided.

These restrictions shall not be interpreted to prohibit the construction of new structures on lots adjacent to Telecommunications Facilities.

E. Environmental Standards:

1. Telecommunication Facilities shall not be located in wetlands unless approved by the Conservation Commission of the Town of Sharon.
2. No hazardous waste shall be discharged on the Site of any Telecommunications Facility. If any hazardous materials are to be used on the Site, there shall be provisions for full containment and safe removal of such materials. An enclosed containment area shall be provided with a sealed floor, designed to contain at least 110% of the volume of the hazardous materials stored or used on the Site.
3. Stormwater runoff shall be contained on-site.

F. Primary Coverage Outside Sharon:

If the primary coverage area (greater than 50%) from a proposed Telecommunications Facility is outside the Town of Sharon, a Special Use Permit may be denied unless the applicant can demonstrate that it is unable to locate the proposed Telecommunications Facility within the town or area outside of Sharon which would be the primary recipient of service from the proposed Telecommunications Facility.

4630. Application Process.

All applications for Telecommunications Facilities shall be made and filed on the appropriate application form in compliance with the SPGA's application process. For all applications three copies of the following information must be submitted:

- A. A locus plan at a scale of 1"=1000' which shall show all property lines, the exact Location of the proposed Telecommunications Facility, streets, landscape features, Dwelling Units, all

buildings within five hundred (500') feet of the Site and all abutters to the Site as shown on the most recent Town Assessor's map.

B. A color photograph or rendition of the proposed Telecommunications Facility with its Antennas, panels, and/or satellite dishes. A rendition shall also illustrate the siting of the Telecommunications Facility from the nearest street or streets.

C. The following information prepared by a professional engineer:

1. A description of the Telecommunications Facility and the technical, economic and other reasons for the proposed Location, Height and design.
2. Confirmation that the Telecommunications Facility complies with all applicable Federal and State standards.
3. A description of the capacity of the Telecommunications Facility including the number and type of panels, Antennas, satellite dishes and/or transmitter and receivers that it can accommodate and the basis of these calculations.

D. If applicable, a written statement that the proposed Telecommunications Facility complies with, or is exempt from, applicable regulations administered by the Federal Aviation Administration (FAA), FCC, Massachusetts Aeronautics Commission and the Massachusetts Department of Public Health.

E. Detailed propagation maps and reports indicating the area to be covered by the proposed Telecommunications Facility and the current Locations of existing Telecommunications Facilities, whether in Sharon or not, that provide coverage to Sharon, and the areas that are covered by those Sites.

F. Evidence of Need - Adequate Coverage; Adequate Capacity:

1. Existing coverage: Applicant shall provide written documentation demonstrating that all existing or proposed Telecommunication Facilities in Sharon, in abutting towns, and within 5 miles of the proposed site cannot reasonably be made to provide Adequate Coverage and/or Adequate Capacity to the Town of Sharon. For each proposed Telecommunications Facility, an identified applicant shall demonstrate with written documentation that said existing Telecommunication Facilities are not already providing, or cannot reasonably be modified or adjusted to provide, Adequate Coverage and/or Adequate Capacity to the Town of Sharon. Said documentation shall include, for each Telecommunications Facility listed, the exact Location, ground elevation, Height of Tower or structure, type of Antenna(s), Antenna gain, Height of Antenna(s) on Tower or structure, output frequency, number of Channels, power input and maximum power output per Channel. Potential adjustments to these existing Telecommunication Facilities, including changes in Antenna type, orientation, gain, height or power output shall also be specified. Radial or Tiled Coverage Plots from each of these Telecommunication Facilities, as they exist, and with adjustments as above, shall be provided as part of the application, along with relevant Drive Testing and Data Mapping.

2. Repeaters: Applicant shall demonstrate with written documentation that it has analyzed the feasibility of Repeaters in conjunction with all Telecommunications Facilities listed in compliance with Section 4630(F)(1) to provide Adequate Coverage and/or Adequate Capacity to the Town of Sharon. Radial or Tiled Coverage Plots of all Repeaters considered for use in conjunction with these Telecommunication Facilities shall be provided as part of the application.

3. Three Year Plan: All applications shall be accompanied by a written three-year plan for use of the proposed Telecommunications Facilities. This plan should include justification for capacity in excess of immediate needs, as well as plans for any further development within Sharon.

4. The SPGA may deny a Special Use Permit if the SPGA (a) finds that Adequate Coverage for Sharon can be provided by any existing or proposed Telecommunications Facilities, with or without the use of Repeater(s), or can reasonably be provided by modification or adjustments to said Telecommunications Facilities, or (b) Sharon already has Adequate Coverage from this provider.

4640. Additional Design Guidelines.

The following guidelines shall be used when preparing plans for the siting and construction of all Telecommunications Facilities, in addition to all other relevant requirements set forth in this By-Law:

A. The height of Antennas or satellite dishes located on residential buildings or in the yards of residential structures shall not exceed the tree-line of the lot, unless additional height restrictions apply pursuant to Section 4620(B).

B. Antennas or satellite dishes located on non-residential buildings shall not exceed ten (10') feet in height above the roof line of the structure, unless additional height restrictions apply pursuant to Section 4620(B).

C. All Telecommunications Facilities shall be sited in such a manner that the view of a Facility from adjacent abutters, residential neighbors and other areas of the Town of Sharon shall be as limited as possible. All Monopoles, Antennas and satellite dishes shall be Camouflaged. A different coloring scheme shall be used to blend the structure with the landscape below and above the tree or building line.

D. Satellite dishes and Antennas shall be situated on or attached to a structure in such a manner that they are screened from view from abutting streets. Free-standing dishes or Antennas shall be positioned in such a manner so as to minimize visibility from abutting streets and residences and in such a manner as to limit the removal of existing vegetation. All Telecommunications Equipment shall be colored, molded and/or installed to blend into the structure or landscape.

E. Telecommunications Facilities shall be designed to accommodate the maximum number of users technologically practical. The intent of this requirement is to reduce the number of Telecommunications Facilities that need to be sited within the Town of Sharon.

F. There shall be no signs at Telecommunications Facilities except for announcement signs, no trespassing signs and a required sign giving a phone number where the owner can be reached twenty-four (24) hours a day. All signs shall conform to the Sign By-Law of the Town of Sharon.

G. There shall be a minimum of one (1) parking space for each Telecommunications Facility, to be used in connection with the maintenance of the Facility, and not to be used for the permanent storage of vehicles or equipment.

4650. Special Use Permit Review.

Applicants for Special Use Permits may be approved, or approved with conditions, if the applicant can fulfill the requirements of this By-Law to the satisfaction of the SPGA.

Applications for Special Use Permits shall be denied if the applicant cannot fulfill or address the requirements of this By-Law to the satisfaction of the SPGA, unless the SPGA elects to grant a waiver pursuant to Section 4690.

When considering an application for a Telecommunications Facility, the SPGA shall place great emphasis on the visual impact of the Facility on residential structures. New Telecommunications Facilities shall only be considered after a finding that existing (or previously approved) Telecommunications Facilities cannot provide Adequate Capacity and/or Coverage.

When considering an application for an Antenna or satellite dish to be placed on a structure or in a residential neighborhood, the SPGA shall place great emphasis on the visual impact of the Telecommunications Equipment to the abutting neighborhoods and street(s).

4660. Provision of Independent Consultants.

A. Upon submission of an application for a Special Use Permit under this By-Law, the SPGA shall hire Independent Consultants, whose services shall be paid for by the applicant pursuant to Sharon's policies and procedures. Said Independent Consultants shall be qualified professionals with a record of service to various types of customers including, but not limited to, government bodies and consumer groups, in one of the following fields appropriate for the issues being studied: a) Telecommunications/radiofrequency engineering b) structural engineering, c) assessment of EMFs, and (d) such other fields as may be deemed necessary by the SPGA.

B. The SPGA shall select the Independent Consultants from a list of potential consultants developed and maintained in consultation with the Board of Health and the Conservation Commission.

C. Upon submission of a complete application for a Special Use Permit under this By-Law, the SPGA shall provide its Independent Consultants with the full application for their analysis and review.

D. Applicants for any Special Use Permit under this By-Law shall obtain permission from the Owner(s) of the proposed Facility Site(s) or Telecommunications Facilities for Sharon's Independent Consultants to conduct any necessary site visit(s).

4670. Monitoring and Evaluation of Compliance.

A. Pre-Activation Testing:

After issuance of a Special Use Permit and prior to commencement of transmission by a successful applicant's Telecommunications Facilities, said applicant shall pay for Independent Consultants, hired by the SPGA, to Monitor the background levels of EMF radiation around the proposed Facility Site and/or any Repeater locations used for the applicant's Telecommunications Facilities. The Independent Consultants shall use the Monitoring Protocol. A report of the Monitoring results shall be prepared by the Independent Consultants and submitted to the Board of Selectmen, the SPGA, the Board of Health, the Director of the Department of Public Works, the Building Inspector and the Town Clerk.

B. Post-Activation Testing:

Within fourteen (14) business days after transmission begins, the owner(s) of any Telecommunications Facility shall pay for Independent Consultants, hired by the Town, to conduct testing and Monitoring of non-ionizing radiation emitted from said Telecommunications Facility, and to report the results of said Monitoring. Said Monitoring shall be conducted on a semi-annual basis, using actual field measurements of non-ionizing radiation in accordance with the Monitoring Protocol. A report of the Monitoring results shall be prepared by the Independent Consultants and submitted to the Board of Selectmen, the SPGA, the Board of Health, the DPW Director, the Building Inspector and the Town Clerk. Any Major Modification of an existing Telecommunications Facility or Tower, or the activation of any additional permitted Channels, shall require new Monitoring.

C. Excessive Emissions:

In the event that the Monitoring of a Telecommunications Facility reveals that the Facility exceeds the current FCC standard (or other currently applicable standard if changed), the owner(s) of all Telecommunications Equipment using that Site shall be so notified. Said owner(s) shall submit to the SPGA and the Inspector of Buildings within ten (10) business days of non-compliance a plan for reducing emissions to a level that complies with current FCC requirements. Said plan shall reduce emissions to the current requirements within 15 days of initial notification of non-compliance. Failure to accomplish such reduction of emissions within 15 days of notification of non-compliance shall be a violation of this By-law and the Special Use Permit and may result in the imposition of fines in accordance with Section 6140, or revocation of the Special Use Permit, or both. Such fines shall be payable to the Town of Sharon by the owner(s) of the Tower.

D. Structural Inspection:

The owner(s) of a Telecommunications Facility shall comply with all state and local requirements for structural inspection and certification. In addition, all Towers shall be inspected by the Building Inspector or Independent Consultants after sustained winds of 90 mph, in the event of unsafe conditions such as severe ice build-up, and in any event not less than every seven years. The owner(s) shall grant its permission and the permission of any other relevant parties to carry out such inspections.

E. Unsafe Structure:

In the event that the inspection of any Tower reveals structural defects which, in the opinion of the Building Inspector or Independent Consultants, render that Tower unsafe, the following actions must be taken: The owner(s) must be given notice of the unsafe condition, and, within ten (10) business days of notification, the owner(s) of the Tower shall submit a plan to remedy the structural defects to the Building Inspector for approval. This plan shall be initiated within ten (10) days of the submission of the remediation plan, provided it is approved by the Building Inspector, and completed as soon thereafter as reasonably possible. Failure to accomplish remediation of structural defect(s) within thirty (30) days of the original notice (or such shorter or longer period as may be determined to be reasonable in the event that the Building Inspector determines that the Tower poses a substantial and imminent threat to public safety) shall be a violation of this By-law and the Special Use Permit and may result in the imposition of fines in accordance with Section 6140, or revocation of the Special Use Permit, or both. Such fines shall be payable to the Town of Sharon by the owner(s) of the Tower.

F. Compliance Enforcement Responsibility:

This bylaw shall be enforced by the Town of Sharon's Building Inspector, who shall take such action as may be necessary to enforce full compliance with the provisions of this By-Law and of permits and variances issued hereunder, including notifications of noncompliance and requests for legal action through the Town Manager and the Town Counsel.

G. Compliance Certification:

1. Telecommunications Facilities may not be erected, substantially altered, moved, or changed in use, and Sites may not be substantially altered or changed in principal use without certification by the Building Inspector that such action is in compliance with applicable zoning, or without review by the Building Inspector regarding whether all necessary permits have been obtained from governmental agencies from which approval is required by federal, state or local law. Telecommunications Facilities shall be located and constructed to minimize their visual impact on the Site and its environs.

2. Annual certification demonstrating continued compliance with the standards of the FCC, Federal Aviation Administration and the American National Standards Institute, and required maintenance, shall be filed with the Building Inspector by the Special Use Permit holders for all Telecommunications Facilities.

H. Expiration:

Special Use Permits granted pursuant to this By-Law shall lapse twenty-four (24) months following the issuance thereof (plus such time required to pursue or await the determination of an appeal referred to in Chapter 40A, Section 17, of the Massachusetts General Laws), if a substantial use thereof or construction has not sooner commenced.

4680. Removal Requirements.

A. Abandonment or Discontinuance of Use:

Any Telecommunications Facility, which ceases to operate for a period of one year, shall be considered abandoned and shall be removed by the applicant or subsequent owner within ninety (90) days from the date of abandonment. "Ceases to operate" is defined as not performing the normal functions associated with a Telecommunications Facility on a continuous and ongoing basis for a period of one year. At the time of removal, the Facility Site shall be remediated so that all Telecommunications Facility improvements are removed and the Site shall be re-vegetated. If all Telecommunications Equipment on a Tower shall have ceased to operate, the Tower shall also be removed, and the Site shall be re-vegetated. Existing trees shall only be removed if necessary to complete the required removal. Applicant shall, as a condition of the Special Use Permit, provide a financial surety payable to the Town of Sharon and acceptable to the SPGA, to cover the cost of removal of the Telecommunications Facility and the remediation of the landscape, should the Telecommunications Facility cease to operate.

4690. Waiver.

The SPGA shall have the authority to waive any siting or design requirement set forth in this By-Law. In waiving such requirements, the SPGA shall issue a finding that the waiver will result in a substantially better design and/or siting of the proposed Telecommunications Equipment and/or Facility than would result from strict adherence to the provisions of this By-Law. In making such a finding, the Planning Board shall consider the visual and safety impacts of the proposed Telecommunications Equipment and/or Facility, as well as the general purposes of this By-Law.

4695. Overlay District.

The Wireless Communication Overlay District shall be as shown on the zoning map of the Town of Sharon.

And further, to amend the Zoning Map of the Town of Sharon to include as an overlay district the Wireless Communication Overlay District as shown on the map entitled "Cell Tower Zoning Overlay District Map" on file with the Town Clerk.

2/3 VOTE DECLARED BY MODERATOR.

MOTION: To reconsider action under Article 24. **NOT CARRIED.**

ARTICLE 25.

VOTED: That action under Article 25 be indefinitely postponed.
(to amend language relating to design and construction projects for which the Standing Building Committee exercises responsibility)

ARTICLE 26.

(Relating to absentee balloting and extended hours for Town Meetings)

MODERATOR RULED OUT OF ORDER.

ARTICLE 27.

MOTION: That action under Article 27 be indefinitely postponed.
(Historical Commission proposal to amend General By-Laws by creating an Historical District Number Three)

MOTION: To call the question. **CARRIED.**

MOTION: That action under Article 27 be indefinitely postponed.
NOT CARRIED.

MOTION: That the Town amend its General By-Laws by amending Section 2 of Article 18 Historic District Commission and Historic District by establishing an Historic District Number Three under the provisions of the Historic Districts Acts, Massachusetts General Laws Chapter 40C, Section 3. Said District is bounded and described as follows:

Historic District Number 3: The land shown on a plan entitled "Proposed Sharon Historic District Three" by the Town of Sharon Department of Public Works Engineering Division dated March 19, 2004, filed in the office of the Town Clerk, and comprising the parcels labeled on said plan "75 South Main Street (Charles R. Wilber School) and 21 South Pleasant Street (Pleasant Street School and Kate Morrell park."

MOTION: To amend Article 27 by deleting from the second paragraph of the article "75 South Main Street (Charles R. Wilber School)." **NOT CARRIED.**

VOTED: That the Town amend its General By-Laws by amending Section 2 of Article 18 Historic District Commission and Historic District by establishing an Historic District Number Three under the provisions of the Historic Districts Acts, Massachusetts General Laws Chapter 40C, Section 3. Said District is bounded and described as follows:

Historic District Number 3: The land shown on a plan entitled "Proposed Sharon Historic District Three" by the Town of Sharon

Department of Public Works Engineering Division dated March 19, 2004, filed in the office of the Town Clerk, and comprising the parcels labeled on said plan "75 South Main Street (Charles R. Wilber School) and 21 South Pleasant Street (Pleasant Street School and Kate Morrell park."

2/3 VOTE DECLARED BY MODERATOR.

ARTICLE 28.

MOTION: That the Town amend its General By-Laws by creating the following new Article 34A, "The Naming of Public Buildings and Public Lands":

SECTION 1. Purpose

This by-law is enacted for the purpose of preserving the history of the Town by insuring that in naming, renaming or otherwise designating public buildings and public lands, the Town seeks to recognize individuals and/or events of significance to local history.

SECTION 2. Definitions

- 1) "Designate" - the act of calling by a distinctive title, term or expression any public buildings or public lands as defined in this by-law.
- 2) "Name" - a word or phrase that constitutes the distinctive designation of any public buildings or public lands as defined in this by-law.
- 3) "Rename" - the act of re-designating any public buildings or public lands as defined in this by-law.
- 4) "Public Building" - any structure, edifice or other facility owned or maintained by the Town of Sharon.
- 5) "Public Land" - any real property owned or maintained by the Town of Sharon.

SECTION 3. Procedure

1. The naming, renaming or other designation of any public building or public land shall be by a majority vote of Town Meeting.
2. Any proposed name or designation of any public building or land shall be submitted to the Sharon Historical Commission for its review

and recommendation as to the historic significance of the proposed name or designation. The Sharon Historical Commission shall forward its recommendation to the Town Meeting.

MOTION: To amend Article 28 by inserting the words "two-thirds" between the words "a" and "majority". **CARRIED. A STANDING VOTE. VOTES IN THE AFFIRMATIVE 50. VOTES IN THE NEGATIVE 36.**

VOTED UNANIMOUSLY: That the Town amend its General By-Laws by creating the following new Article 34A, "The Naming of Public Buildings and Public Lands":

SECTION 1. Purpose

This by-law is enacted for the purpose of preserving the history of the Town by insuring that in naming, renaming or otherwise designating public buildings and public lands, the Town seeks to recognize individuals and/or events of significance to local history.

SECTION 2. Definitions

- 1) "Designate" - the act of calling by a distinctive title, term or expression any public buildings or public lands as defined in this by-law.
- 2) "Name" - a word or phrase that constitutes the distinctive designation of any public buildings or public lands as defined in this by-law.
- 3) "Rename" - the act of re-designating any public buildings or public lands as defined in this by-law.
- 4) "Public Building" - any structure, edifice or other facility owned or maintained by the Town of Sharon.
- 5) "Public Land" - any real property owned or maintained by the Town of Sharon.

SECTION 3. Procedure

- 1. The naming, renaming or other designation of any public building or public land shall be by a two-thirds majority vote of Town Meeting.
- 2. Any proposed name or designation of any public building or land shall be submitted to the Sharon Historical Commission for its review and recommendation as to the historic significance of the proposed name or designation. The Sharon Historical Commission shall forward its recommendation to the Town Meeting.

ARTICLE 29.

VOTED: That the Town vote in accordance with the fourth paragraph of M.G.L. c. 71, section 16B, to reallocate the sum of its required contribution to the Southeastern Regional Vocational-Technical School (the District) in accordance with the District's regional agreement.

ARTICLE 30.

VOTED UNANIMOUSLY: That the Town authorize the Board of Selectmen to accept the full apportionment of the funds authorized under Chapter 246 of the Acts of 2002, pursuant to Section 34(2)(a) of Chapter 90 of the Massachusetts General Laws, and to appropriate the sum of \$305,100 as available funds for highway construction, as detailed by the Massachusetts Highway Department.

ARTICLE 31.

VOTED UNANIMOUSLY: That the Town consider the following items A through K, except for B and D, to be voted as a block and be treated for accounting purposes as if each item were voted as a separate article.

- B. School Bus Revolving Fund
- D. Recycling Fund

A. Library Public-Use Supplies Revolving Funds

That the Town reauthorize a revolving fund to be known henceforth as the Library Public-Use Supplies Replacement Fund in accordance with M.G.L., Chapter 44, Section 53E 1/2.

The purpose of this fund is to acquire supplies associated with the use of public-use computer printers and FAXes such as, but not limited to, paper and ink cartridges. Receipts to be deposited in this fund shall be monies collected as a user fee paid by the users of computer printers and/or the recipients of FAXes. Such monies represent the replacement cost of the supplies. The Library Director, with the approval of the Library Board of Trustees, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2005 shall not exceed the balance in the fund carried forward from Fiscal Year 2004 plus monies deposited into the fund during FY 2005 and in any event shall not exceed three thousand (\$3,000.00) dollars.

C. Street Opening Fund

That the Town reauthorize a revolving fund first established for Fiscal Year 1992, known as the Street Opening Fund as provided by M.G.L; Chapter 44, Section 53E 1/2.

The purpose of this fund is to defray the cost of making permanent repairs to openings in Town streets by utility companies, contractors, and/or the Town Water Division.

Receipts to be deposited in this fund shall be monies paid by utility companies, contractors and/or the Town Water Division in accordance with the requirements of the Town of Sharon Street Opening Manual. The Superintendent of Public Works, with the approval of the Board of Selectmen, shall be authorized to expend from this fund.

Expenditures in Fiscal year 2005 shall not exceed the balance in the fund carried forward from Fiscal year 2004 plus monies deposited into the fund during Fiscal Year 2005 and in any event shall not exceed twenty-five thousand (\$25,000.00) dollars.

E. Cable TV Licensing and Relicensing Fund

That the Town reauthorize a revolving fund to be known as the Cable TV Licensing and Relicensing Fund in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 53E 1/2.

The purpose of this fund is to prepare for future cable licensing or relicensing. Receipts to be deposited to this fund shall be solely derived from the annual proceeds received by the Town from the cable television licensee under the terms of a Renewal License granted by the Board of Selectmen. Said license requires that to the extent authorized by Chapter 166A of the General Laws of Massachusetts, and permitted by Federal Communication Commission regulations, 50 cents per subscriber per year be forwarded to the Town annually.

Expenditures in Fiscal Year 2005 shall not exceed the balance in the fund carried forward from Fiscal Year 2004 plus receipts deposited into the fund during Fiscal Year 2005 and in any case shall not exceed ten thousand (\$10,000.00) dollars.

Any unused balance, subject to subsequent Town Meeting authorization, shall carry forward for the benefit of Sharon cable subscribers to cover any costs incurred at the time of license issuance or renewal. The Board of Selectmen shall have the authority to expend from this fund.

F. Conservation Commission Advertising Revolving Fund

That the town reauthorize a revolving fund known as the "Conservation Commission Advertising Revolving Fund" in accordance with M.G.L. Chapter 44, Section 53E 1/2.

The purpose of this fund shall be to defray the cost of advertising for hearings and meetings before the Sharon Conservation Commission. Receipts to be deposited in this fund shall be monies paid by persons requesting hearings before the Sharon Conservation Commission. The Conservation Commission shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2005 shall not exceed the balance in the fund carried forward from Fiscal Year 2004 plus monies deposited into the fund during FY 2005 and in any event shall not exceed three thousand (\$3,000.00) dollars.

G. Library Materials Replacement Fund

That the Town reauthorize a revolving fund first established for fiscal year 1993 known as the Library Materials Replacement Fund in accordance with M.G.L., Chapter 44, Section 53E 1/2.

The purpose of this fund is to acquire equivalent Public Library materials to replace items lost by those who borrow such materials. Receipts to be deposited in this fund shall be monies paid by the borrowers of the lost materials. Such monies represent the replacement cost of the material. The Library Director, with the approval of the Library Board of Trustees, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2005 shall not exceed the balance in the fund carried forward from Fiscal Year 2003 plus receipts deposited into the fund during Fiscal Year 2004 and in any case shall not exceed three thousand (\$3,000.00) dollars.

H. Recreation Programs Revolving Fund

That the Town re-authorize a revolving fund known as the Recreation Programs Revolving Fund in accordance with the provisions of General Laws Chapter 44, Section 53E 1/2.

The purpose of this fund is to support the fee-based recreation department programs. Receipts to be deposited into this fund shall be monies collected from users of the recreation department programs and facilities. The Recreation Director, with the approval of the Board of Selectmen, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2005 shall not exceed the balance carried forward from Fiscal Year 2004 plus monies deposited into the fund during Fiscal Year 2005 and in any event shall not exceed \$100,000.00

I. Parking Lot Fund

That the Town reauthorize a revolving fund to be known as the Parking Lot Fund in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 53E 1/2.

The purpose of the fund is to provide and pay for the maintenance, repair, improvement, monitoring, and operation, including payment for public liability coverage for municipal parking lots within the Town that are subject to the control of the Board of Selectmen, including, but not limited to the parking lot located on Pond Street which was accepted at Special Town Meeting on June 21, 1978 by gift of the Sharon Civic Foundation, and/or to purchase or lease additional parking lots, and in general for any traffic control or traffic safety purposes. Receipts to be deposited to this fund shall be solely derived from the receipt of parking fees and charges. The Board of Selectmen shall be authorized to administer and expend from this fund.

Expenditures in Fiscal Year 2005 shall not exceed the balance to be deposited in the fund during FY 2004 and in any event shall not exceed fifty thousand (\$50,000.00) dollars.

J. Board of Health Fund

That the Town reauthorize a revolving fund to be known as the Board of Health fund for monitoring compliance with septic variances, in accordance with the provisions of General Laws Chapter 44, Section 53 E 1/2.

The purpose of this fund is to support the Board of Health's efforts to protect public health through the successful management and oversight of all required reporting and testing requirements placed on onsite wastewater disposal installations that have been and will be approved for installation requiring mandated variances.

Receipts to be deposited into this fund shall be monies collected from fees generated from application fees for all new onsite wastewater disposal installations , which require variance from the requirements of Title V or Article 7 and annual fees, assessed to owners of new and existing onsite wastewater disposal installations that require reporting, annual, or more frequent pumping, testing, or

other actions by the owner, as required by their variance from Title V or Article 7.

Expenditures in Fiscal Year 2005 shall not exceed the balance to be deposited in the fund during FY 2004 and in any event shall not exceed ten thousand (\$10,000.00) dollars.

K. Health Department Revolving Fund

That the Town reauthorize a revolving fund to be known as the Health Department Revolving Fund in accordance with the provisions of General Laws Chapter 44, Section 53E 1/2.

The purpose of this fund is to support health promotion clinics for Sharon residents including, but not limited to, influenza and pneumococcal vaccination clinics. Receipts to be deposited into this fund shall be monies collected through reimbursements for immunizations. The Board of Health shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2005 shall not exceed the balance to be deposited in the fund during FY 2004 and in any event shall not exceed ten thousand (\$10,000.00) dollars.

B. School Bus Revolving Fund

VOTED: That the Town reauthorize the School Bus Revolving Fund under M.G.L. Chapter 44, Section 53E ½ for the fiscal year commencing July 1, 2004 as shown in Article 31 on page 45 of the warrant for this annual meeting.

The purpose of this fund shall be to support the fee-based student transportation system established for those students not eligible for free transportation. Receipts to be deposited to this fund shall be monies collected from parents and guardians of students who are not eligible for free transportation and who wish to purchase school bus transportation. The Superintendent of Schools, with the approval of the School Committee, shall be authorized to expend from the fund.

Expenditures in Fiscal Year 2005 shall not exceed the balance in the fund carried forward from Fiscal Year 2004 plus monies deposited into the fund during FY 2005 and in any event shall not exceed three hundred seventy-five thousand (\$375,000.00) dollars.

D. Recycling Fund

VOTED: That the Town reauthorize the Recycling fund under M.G.L. Chapter 44, Section 53E ½ for the fiscal year commencing July 1, 2004

as shown in Article 31, on pages 46 and 47 of the warrant for this annual meeting.

The purpose of this fund is to support the recycling program of the Town of Sharon and to purchase and install shade trees and shrubs to be planted in the public ways of the Town and otherwise as provided for in Section 7, Chapter 87 of the General statutes. Receipts to be deposited to this fund shall be monies derived from the sale of recycled materials including, but not limited to, newspaper, glass, metals and plastics, the sale of leaf bags, and disposal fees for certain special wastes generated by the citizens of Sharon including, but not limited to, batteries, tires, and used motor oil and white goods, and an amount equal to the number of tons of material recycled times the Tipping Fee at the SEMASS facility to be transferred from the Tipping Fee Escrow Fund. The Superintendent of Public Works, with the approval of the Board of Selectmen, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2005 shall not exceed the balance in the fund carried forward from Fiscal Year 2004 plus monies deposited into the fund during Fiscal Year 2005, and in any event shall not exceed fifty thousand (\$50,000.00) dollars.

MOTION: To reconsider the Town Clerk's budget under Article 5.
CARRIED.

ARTICLE 5.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$104,901 for the Town Clerk's budget, of which \$53,768 shall be for the salary of the Town Clerk, and \$51,133 shall be for other salaries, wages and expenses.

ARTICLE 32.

VOTED: That the Town amend Article 11 of the General By-Laws, Penalties, Section 2, by adding thereto the following:

<u>By-Law, Rule or Regulation</u>	<u>Amount of Fine</u>	<u>Enforcing Agent</u>
ARTICLE		
Article 7 of the Rules and Regulations of the Sharon Board of Health..	Not less than \$10,	Health Agent

"Minimum Requirements for the
Subsurface Disposal of Sanitary Sewage"

nor more than \$500 per
day for each offense, as
Set forth in 310CMR 11.10(3)

or Designated
Representative

ARTICLE 33.

VOTED UNANIMOUSLY: That action under Article 33 be indefinitely postponed. (To amend General By-Laws relating to noise violation ordinances)

ARTICLE 34.

VOTED: That the Town amend Article 11, Section 2, paragraph 15 of the General By-Laws, to omit the words "second paragraph" so that the penalties applicable to a violation of Article 10, Police Regulations, Section 22, shall be applicable to both paragraphs of that Section.

ARTICLE 35.

VOTED: That the Town accept and adopt as a public way each of the following:

1. Aztec Way: beginning from Station 0+00, thence running southeasterly, a distance of 1884.28 linear feet to Station 18+84.28, its terminus.
2. Inca Trail: beginning from Station 0+00, thence running northeasterly, a distance of 1222.50 linear feet to station 12+22.50, its terminus.
3. Burnt Bridge Road: beginning from Station 0+00, thence running southerly, a distance of 441.72 linear feet to station 4+41.72, its terminus.

Each as laid out by the Selectmen, including any easements and utilities appurtenant thereto, and raise and appropriate the sum of \$1,000 for the costs associated therewith.

ARTICLE 36.

VOTED: That action under Article 36 be indefinitely postponed. (To see if the Town would vote a "sense of the meeting" relating to department head salaries and benefits)

VOTED: That the Annual Town Meeting be dissolved at 10:25 P.M.

MEETING DISSOLVED AT 10:25 P.M.

Attendance: 177

SPECIAL TOWN MEETING
MAY 3, 2004

		<u>OTHER AVAILABLE FUNDS</u>	
APPROPRIATION		TOTAL	WATER
<u>ACCT#</u>	<u>ACCOUNT</u>	<u>APPROPRIATION</u>	<u>SURPLUS</u>
2800-450	WATER DIVISION	290,000.00	290,000.00

ANNUAL TOWN MEETING RECAP SHEET
MAY 3, 2004

ACCT #	APPROPRIATION ACCOUNT	TOTAL APPROPRIATION	TAX LEVY	FB EXCESS ALLOW & ABATE	AMBULANCE RESERVE	WATER SURPLUS	FREE CASH	CH.90	BORROWING AUTHORIZED
				OTHER AVAILABLE FUNDS					
01-114	MODERATOR	50	50						
01-122	SELECTMEN	238,602.00	238,602.00						
01-131	FINANCE COMMITTEE	4,380.00	4,380.00						
01-132	RESERVE FUND	350,000.00		350,000.00					
01-135	ACCOUNTANT	183,319.00	183,319.00						
01-141	ASSESSORS	216,668.00	216,668.00						
01-145	TREAS/COLLECTOR	284,197.00	284,197.00						
01-151	LAW	97,000.00	97,000.00						
01-152	PERSONNEL BOARD	3,321.00	3,321.00						
01-155	DATA PROCESSING	180,306.00	180,306.00						
01-161	TOWN CLERK	104,901.00	104,901.00						
01-162	ELECTIONS & REGIS.	85,094.00	85,094.00						
01-171	CONSERVATION	71,794.00	71,794.00						
01-172	LAKE MGMT. COMM.	2,375.00	2,375.00						
01-175	PLANNING BOARD	13,158.00	13,158.00						
01-176	BOARD OF APPEALS	17,912.00	17,912.00						
01-180	DEVEL/IND. COMM.	1.00	1.00						
01-195	TOWN REPORT	10,500.00	10,500.00						
01-199	SIGN COMM.	50.00	50.00						
01-210	POLICE	2,331,150.00	2,331,150.00						
01-220	FIRE	1,368,009.00	1,368,009.00						
01-231	AMBULANCE	497,847.00	97,847.00		400,000.00				
01-244	SEALER OF WEIGHTS	4,051.00	4,051.00						
01-249	ANIMAL INSPECTOR	3,090.00	3,090.00						
01-291	CIVIL DEFENSE	9,400.00	9,400.00						
01-292	ANIMAL CONTROL	51,927.00	51,927.00						
01-300	EDUCATION								
5320	SOUTHEAST. REGIONAL	73,658.00	73,658.00						
5321	VOC. TUITION	27,500.00	27,500.00						
01-310	EDUCATION	28,120,599.00	26,920,792.00	200,000.00					999,807.00

ANNUAL TOWN MEETING RECAP SHEET

MAY 3, 2004

ACCT #	APPROPRIATION ACCOUNT	TOTAL APPROPRIATION	TAX LEVY	FB EXCESS ALLOW & ABATE	AMBULANCE RESERVE	WATER SURPLUS	FREE CASH	CH 90	BORROWING AUTHORIZED
01-401	D.P.W.	1,965,216.00	1,965,216.00						
01-490	STREET LIGHTING	168,300.00	168,300.00						
01-510	HEALTH DEPT	235,325.00	235,325.00						
01-541	C.O.A.	197,399.00	197,399.00						
01-543	VETERANS	18,338.00	18,338.00						
01-544	VETS. GRAVES	2,904.00	2,904.00						
01-545	COMM. ON DISAB.	500.00	500.00						
01-610	LIBRARY	678,541.00	678,541.00						
01-630	RECREATION	266,599.00	266,599.00						
01-691	HISTORICAL COMM.	650.00	650.00						
01-692	COMM. CELEB.	2,073.00	2,073.00						
01-710	MATURING DEBT	5,300,000.00	5,300,000.00						
01-715	INTEREST	1,859,413.00	1,859,413.00						
01-914	MEDICARE	450,000.00	450,000.00						
01-915	SOCIAL SECURITY	45,000.00	45,000.00						
01-920	INSURANCE	5,735,996.00	5,735,996.00						
28-450	WATER DIV.	3,521,815.00	1,775,146.00			1,746,669.00			
ARTICLE #5 TOTALS		54,798,928.00	51,102,452.00	550,000.00	400,000.00	1,746,669.00	999,807.00		
ART 6	NORFOLK CITY RET.	1,392,482.00	1,392,482.00						
ART 7	ANNUAL AUDIT	40,000.00	40,000.00						
ART 8	UNEMPLOYMENT	75,000.00	75,000.00						
ART 9	SCHOOL PROJECTS 05	1,960,346.00							1,960,346.00
ART 10	DPW PUBLIC WAYS	480,000.00							480,000.00
ART 11	DPW EQUIPMENT 05	230,000.00							230,000.00
ART 12	RECREATION PROJ 05	163,000.00							163,000.00

ANNUAL TOWN MEETING RECAP SHEET
MAY 3, 2004

ACCT #	APPROPRIATION ACCOUNT	TOTAL APPROPRIATION	TAX LEVY	FB EXCESS ALLOW & ABATE	AMBULANCE RESERVE	WATER SURPLUS	FREE CASH	CH 90	BORROWING AUTHORIZED
ART 13	WILBER SCHOOL REPAIRS	101,664.00							101,664.00
ART 14	FIRE DEPT PROJECTS 05	101,000.00							101,000.00
ART 15	POLICE EQUIPMENT 05	63,000.00							63,000.00
ART 20	COA DISABILITY PROG	2,500.00	2,500.00						
ART 30	CHAPTER 90	305,100.00						305,100.00	
ART 35	STREET ACCEPTANCES 04	1,000.00	1,000.00						
INCLUDING BORROWING		59,714,020.00	52,613,434.00	550,000.00	400,000.00	1,746,669.00	999,807.00	305,100.00	3,099,010.00
MINUS BORROWING		3,099,010.00							
TOTAL NET RAISED/APPR.		56,615,010.00							

ANNUAL TOWN ELECTION

MAY 18, 2004

Pursuant to the provisions of the Warrant of April 7, 2004, the inhabitants of the Town of Sharon qualified to vote in elections met in the Sharon High School Gymnasium at 7:00 A.M., Tuesday, May 18, 2004. The warden for the election was Lynne M. Callanan. The wardens for Precincts 1, 2, 3, 4, and 5 were named as follows: Susan Slater, Barbara Testa, Marilyn Lamb, Shirley Schofield, and Pat Zlotin. The meeting was called to order by Town Clerk Marlene B. Chused, who read the call and return of the warrant. Clerks and workers were Jini Karelitz, Teri Spevock, Lorraine Forman, Mildred Worthley, Randie Groden, Doris Grahn, Ardeth Parrish, Eleanor Herburger, Ellen Mirson, Ruth Grandberg, Helen Bouffard, Trudy Leonard, Scott Flatto, Hy Lamb, Phill Chapman, Herb Pozner, Gail Moore, Jim Testa, Barry Zlotin, Joseph Petrosky, Ilan Fisher, Brian D'Arcy, and Beth Kourafas, Assistant Town Clerk.

At 8:10 P.M. the polls were declared closed. Total votes were as follows: Precinct 1 - 353; Precinct 2 - 407; Precinct 3 - 434; Precinct 4 - 312; Precinct 5 - 298. Total votes cast were 1,804. Absentee ballots cast - 53. The ballots were canvassed according to law by an OPTECH III-P Eagle Ballot Tabulator. Results were transcribed on summary sheets and declaration was made by Town Clerk Marlene B. Chused at 8:19 P.M. as follows:

PRECINCT	1	2	3	4	5	Total
SELECTMEN						
ALAN ANTOKAL	71	144	134	55	57	461
WILLIAM A. HEITIN	279	262	297	252	239	1,329
WRITE-IN	0	0	1	1	0	2
Blanks	3	1	2	4	2	12
Total	353	407	434	312	298	1,804

ASSESSOR						Total
ELLEN WOLFSON ABELSON	230	284	295	213	192	1,214
WRITE-IN	2	0	5	2	2	11
Blanks	121	123	134	97	104	579
Total	353	407	434	312	298	1,804

SCHOOL COMMITTEE						Total
ANDREW NEBENZAHL	206	262	273	189	186	1,116
SUZANNE GERVAIS PEYTON	216	270	271	188	183	1,128
WRITE-IN	6	1	10	2	1	20
Blanks	278	281	314	245	226	1,344
Total	706	814	868	624	596	3,608

PLANNING BOARD						Total
ARNOLD E. COHEN	268	312	302	214	190	1,286
PADDY KALISH	44	51	60	54	77	286
WRITE-IN	1	0	2	1	0	4
Blanks	40	44	70	43	31	228
Total	353	407	434	312	298	1,804

HOUSING AUTHORITY						Total
PETER CLARK MELVIN	215	275	282	194	201	1,167
WRITE-IN	1	0	1	0	0	2
Blanks	137	132	151	118	97	635
Total	353	407	434	312	298	1,804

TRUSTEE OF PUBLIC LIBRARY						Total
PAT OLKEN	238	290	309	216	210	1,263
ALYSSA S. WIENER	12	0	3	5	1	21
WRITE-IN	11	8	7	10	3	39
Blanks	445	514	547	393	386	2,285
Total	706	812	866	624	600	3,608

Total Registered Voters: 11,969

Percent Voting: 15%

Absentee Ballots: 53

Total Votes Cast: 1,804

STATE PRIMARY

SEPTEMBER 14, 2004

Pursuant to the provisions of the Warrant of August 3, 2004, the inhabitants of the Town of Sharon qualified to vote in elections met in the Sharon High School Gymnasium at 7:00 A.M., Tuesday, September 14, 2004. The meeting was called to order by Town Clerk Marlene B. Chused, who read the call and return of the warrant. The warden for the election was Lynne M. Callanan. The wardens for Precincts 1, 2, 3, 4, and 5 were named as follows: Susan Slater, Barbara Testa, Marilyn Lamb, Shirley Schofield, Pat Zlotin. Clerks and workers were Ruth Grandberg, Teri Spevock, Marcia Shapiro, Mildred Worthley, Jini Karelitz, Doris Grahn, Lorraine Forman, Eleanor Herburger, Ellen Mirson, Ardeth Parrish, Betty Ann Decesare, Trudy Leonard, Randie Groden, Hy Lamb, Phill Chapman, Herb Pozner, Jim Testa, Barry Zlotin, Kevin Callanan, Ilan Fisher, Brian D'Arcy and Beth Kourafas, Assistant Town Clerk. The ballot boxes were shown to be empty and registered zero; the ballot boxes were locked and the keys delivered to Officer of the Day Anthony Lucie. All election officers and workers were sworn.

At 8:04 P.M. the polls were declared closed. Total votes were as follows:

Precinct	Democratic	Republican	Libertarian	Green Rainbow	Total
1	91	16	0	0	107
2	70	4	0	0	74
3	93	14	0	1	108
4	60	23	0	0	83
5	78	18	0	0	96
Total	392	75	0	1	468

The ballots were canvassed according to the law by an OPTECH III-P Eagle Precinct Ballot Tabulator. Results were transcribed on summary sheets and declaration was made by Town Clerk Marlene B. Chused at 8:20 P.M. as follows:

DEMOCRATIC

PRECINCT	1	2	3	4	5	TOTALS
REPRESENTATIVE IN CONGRESS FOURTH DISTRICT						
BARNEY FRANK	84	61	83	56	69	353
WRITE-IN	0	0	0	0	0	0
BLANKS	7	9	10	4	9	39
TOTALS	91	70	93	60	78	392

COUNCILLOR SECOND DISTRICT						
KELLY A. TIMILTY	71	43	75	40	58	287
WRITE-IN	0	0	0	0	0	0
BLANKS	20	27	18	20	20	105
TOTALS	91	70	93	60	78	392

SENATOR IN GENERAL COURT BRISTOL & NORFOLK DISTRICT						
JAMES E. TIMILTY	69	-	-	42	60	171
WRITE-IN	0	-	-	0	1	1
BLANKS	22	-	-	18	17	57
TOTALS	92	-	-	60	78	229

SENATOR IN GENERAL COURT NORFOLK, BRISTOL & PLYMOUTH DISTRICT						
BRIAN A. JOYCE	-	55	80	-	-	135
WRITE-IN	-	0	0	-	-	0
BLANKS	-	15	13	-	-	28
TOTALS	-	70	93	-	-	163

REPRESENTATIVE IN GENERAL COURT EIGHTH NORFOLK DISTRICT						
LOUIS L. KAFKA	80	56	84	51	70	341
WRITE-IN	0	0	0	0	0	0
BLANKS	11	14	9	9	8	51
TOTALS	91	70	93	60	78	392

REGISTER OF DEEDS NORFOLK DISTRICT						
WILLIAM P. O'DONNELL	61	47	73	42	57	280
ANTHONY T. MCDONNELL	19	10	9	8	10	56
WRITE-IN	0	0	0	0	0	0
BLANKS	11	13	11	10	11	56
TOTALS	91	70	93	60	78	392

SHERIFF NORFOLK COUNTY						
MICHAEL G. BELLOTTI	66	47	66	41	60	280
WRITE-IN	0	0	0	0	0	0
BLANKS	25	23	27	19	18	112
TOTALS	91	70	93	60	78	392

COUNTY COMMISSIONER NORFOLK COUNTY						
JOHN M. GILLIS	21	14	28	13	31	107
FRANCIS W. O'BRIEN	30	20	34	19	29	132
STEPHEN G. HAROLD	20	17	21	14	11	83
SUSAN M. ROGERS	62	41	48	38	48	237
WRITE-IN	0	0	0	0	0	0
BLANKS	49	48	55	36	37	225
TOTALS	182	140	186	120	156	784

REPUBLICAN

PRECINCT	1	2	3	4	5	TOTALS
REPRESENTATIVE IN CONGRESS FOURTH DISTRICT						
WRITE-IN	0	0	5	1	3	9
BLANKS	16	4	9	22	15	66
TOTALS	16	4	14	23	18	75

COUNCILLOR SECOND DISTRICT						
MICHAEL W. MCCUE (WRITE-IN)	1	0	0	0	0	1
WRITE-IN	0	0	3	1	3	7
BLANKS	15	4	11	22	15	67
TOTALS	16	4	14	23	18	75

SENATOR IN GENERAL COURT BRISTOL & NORFOLK DISTRICT						
PHILIP A. BROWN	8	-	-	15	11	34
DAVID W. MCCARTER	7	-	-	8	6	21
WRITE-IN	0	-	-	0	0	0
BLANKS	1	-	-	0	1	2
TOTALS	16	-	-	23	18	57

SENATOR IN GENERAL COURT NORFOLK, BRISTOL & PLYMOUTH DISTRICTS						
WRITE-IN	-	0	3	-	-	3
BLANKS	-	4	11	-	-	15
TOTALS	-	4	14	-	-	18

REPRESENTATIVE IN GENERAL COURT EIGHTH NORFOLK DISTRICT						
WRITE-IN	0	0	3	0	2	5
BLANKS	16	4	11	23	16	70
TOTALS	16	4	14	23	18	75

REGISTER OF DEEDS NORFOLK DISTRICT						
WILLIAM O'DONNELL (WRITE-IN)	0	0	0	0	3	3
WRITE-IN	0	0	3	0	2	5
BLANKS	16	4	11	23	13	67
TOTALS	16	4	14	23	18	75

SHERIFF NORFOLK COUNTY						
WRITE-IN	0	0	4	1	1	6
BLANKS	16	4	10	22	17	69
TOTALS	16	4	14	23	18	75

COUNTY COMMISSIONER NORFOLK COUNTY						
WRITE-IN	0	0	5	1	1	7
BLANKS	32	8	23	45	35	143
TOTALS	32	8	28	46	36	150

LIBERTARIAN

PRECINCT	1	2	3	4	5	TOTALS
REPRESENTATIVE IN CONGRESS						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	0	0	0	0
TOTALS	0	0	0	0	0	0

COUNCILLOR SECOND DISTRICT						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	0	0	0	0
TOTALS	0	0	0	0	0	0

SENATOR IN GENERAL COURT BRISTOL & NORFOLK DISTRICT						
WRITE-IN	0	-	-	0	0	0
BLANKS	0	-	-	0	0	0
TOTALS	0	-	-	0	0	0

SENATOR IN GENERAL COURT NORFOLK, BRISTOL & PLYMOUTH DISTRICT						
WRITE-IN	-	0	0	-	-	0
BLANKS	-	0	0	-	-	0
TOTALS	-	0	0	-	-	0

REPRESENTATIVE IN GENERAL COURT EIGHTH NORFOLK DISTRICT						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	0	0	0	0
TOTALS	0	0	0	0	0	0

REGISTER OF DEEDS NORFOLK DISTRICT						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	0	0	0	0
TOTALS	0	0	0	0	0	0

SHERIFF NORFOLK COUNTY						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	0	0	0	0
TOTALS	0	0	0	0	0	0

COUNTY COMMISSIONER NORFOLK COUNTY						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	0	0	0	0
TOTALS	0	0	0	0	0	0

GREEN-RAINBOW

REPRESENTATIVE IN CONGRESS FOURTH DISTRICT						
KENNETH BRODY	0	0	1	0	0	1
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	0	0	0	0
TOTALS	0	0	1	0	0	1

COUNCILLOR SECOND DISTRICT						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	1	0	0	1
TOTALS	0	0	1	0	0	1

SENATOR IN GENERAL COURT BRISTOL & NORFOLK DISTRICT						
WRITE-IN	0	-	-	0	0	0
BLANKS	0	-	-	0	0	0
TOTALS	0	-	-	0	0	0

SENATOR IN GENERAL COURT NORFOLK, BRISTOL & PLYMOUTH DISTRICT						
WRITE-IN	-	0	0	-	-	0
BLANKS	-	0	1	-	-	1
TOTALS	-	0	1	-	-	1

REPRESENTATIVE IN GENERAL COURT EIGHTH NORFOLK DISTRICT						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	1	0	0	1
TOTALS	0	0	1	0	0	1

REGISTER OF DEEDS NORFOLK DISTRICT						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	1	0	0	1
TOTALS	0	0	1	0	0	1

SHERIFF NORFOLK COUNTY						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	1	0	0	1
TOTALS	0	0	1	0	0	1

COUNTY COMMISSIONER NORFOLK COUNTY						
WRITE-IN	0	0	0	0	0	0
BLANKS	0	0	0	0	2	2
TOTALS	0	0	0	0	2	2

Total Registered Voters: 12,018

Percent Voting: 4%

Absentee: 30

Total Votes Cast: 468

FALL SPECIAL TOWN MEETING

OCTOBER 18, 2004

Pursuant to the provisions of the warrant of July 20, 2004 the inhabitants of the Town of Sharon qualified to vote in town affairs met at the Arthur E. Collins Auditorium at 7:00 P.M.

The meeting was called to order by Moderator Paul E. Bouton. The Moderator said that in the absence of any objection he would assume that there was unanimous consent to waive the reading of the call and return of the warrant by Town Clerk Marlene B. Chused. There was no objection to this request. The invocation was offered by Rabbi Barry Starr.

The Moderator said that in the absence of any objection he would assume that there was unanimous consent to allow the following non-voters to address the meeting: Dick Gelerman, Bill Mendelsohn, Dr. Claire Jackson, Robert Uyttebroek, Mark Mazur, Norma Fitzgerald, David Clifton, Eric Hooper, Peter O'Cain, Mark Pelletier, Tom Quinlan, Ed Hurley, Tony Calcia, Jim Downs, Melissa Bennett and Dan Brenock.

VOTED UNANIMOUSLY: That whenever at this Town meeting a majority or two thirds vote is required by statute, by-law or rule of procedure, a count need not be taken, or recorded by the clerk, but may be publicly declared by the moderator. If a vote so declared is immediately questioned by seven or more voters, the count shall be taken, and the vote shall be recorded by the clerk; provided, however, that if the vote is unanimous, a count need not be taken and the clerk shall record the vote as unanimous.

ARTICLE 1.

MOTION: That the Town vote to reduce the School Department Account appropriation for FY 2005 by the sum of \$550,000.

MOTION TO AMEND: That the Town vote to reduce the School Department Account appropriation for FY 2005 by the sum of \$550,000 and to transfer said amount to the Stabilization Fund.

MOTION: To call the question. **CARRIED.**

MOTION TO AMEND: That the Town vote to reduce the School Department Account appropriation for FY 2005 by the sum of \$550,000 and to transfer said amount to the Stabilization Fund.
NOT CARRIED.

MOTION TO AMEND: That the motion under this Article 1 be amended to reduce the School Department Account appropriation for FY 2005 by the stated sum of \$200,000 and to transfer said amount to the Stabilization fund. **NOT CARRIED.**

VOTED: That the Town vote to reduce the School Department Account appropriation for FY 2005 by the sum of \$550,000.

ARTICLE 2.

MOTION: That the Town vote to appropriate the sum of \$125,000 for remodeling, reconstructing and for making extraordinary repairs to the Community Center and to fund a feasibility study, which study shall be conducted in accordance with the customary and usual guidelines of the Sharon Standing Building Committee, and to transfer said \$125,000 from the General Fund. And in addition, any funds received by the Town as a result of insurance claims regarding the Community Center shall be accepted and applied to an account identified as "Reserve for Appropriation Account - Community Center" and may be transferred from said account and expended for the above purposes by the Board of Selectmen.

MOTION: To call the question. **CARRIED.**

VOTED: That the Town vote to appropriate the sum of \$125,000 for remodeling, reconstructing and for making extraordinary repairs to the Community Center and to fund a feasibility study, which study shall be conducted in accordance with the customary and usual guidelines of the Sharon Standing Building Committee, and to transfer said \$125,000 from the General Fund. And in addition, any funds received by the Town as a result of insurance claims regarding the Community Center shall be accepted and applied to an account identified as "Reserve for Appropriation Account - Community Center" and may be transferred from said account and expended for the above purposes by the Board of Selectmen.

ARTICLE 3.

MOTION: That the Town vote to appropriate the sum of \$13,165.82 for the cost of engaging engineers, architects, and/or consultants, for the purpose of supplementing existing design plans and specifications, and/or architectural plans, to include contract documents and estimates for the cost of construction and/or site work, for a Senior Center for the Council on Aging to be located at the former Sacred Heart property; and to meet this appropriation to transfer said sum from the appropriation made under Article 16 of the May, 2002, Annual Town Meeting.

MOTION TO AMEND:architectural plans for a Senior Center for the Council on Aging, and an Assisted Living Facility and a Respite Care

Service for Sharon Residents (non resident when possible) to be located at the former Sacred Heart property and to determine whether this appropriation shall be raised by borrowing or otherwise, or to take any other action relative thereto. **NOT CARRIED.**

MOTION: To call the question. **CARRIED.**

VOTED: That the Town vote to appropriate the sum of \$13,165.82 for the cost of engaging engineers, architects, and/or consultants, for the purpose of supplementing existing design plans and specifications, and/or architectural plans, to include contract documents and estimates for the cost of construction and/or site work, for a Senior Center for the Council on Aging to be located at the former Sacred Heart property; and to meet this appropriation to transfer said sum from the appropriation made under Article 16 of the May, 2002, Annual Town Meeting.

MOTION: To recess after Article 4 to resume on Tuesday, October 19, 2004. **NOT CARRIED.**

MOTION: To reconsider action under Article 3. **NOT CARRIED.**

ARTICLE 4.

VOTED UNANIMOUSLY: That the Town vote to appropriate the sum of \$52,602.93 to be expended by the Board of Selectmen and/or the Standing Building Committee for the purpose of hiring engineers, architects and/or consultants to study the feasibility and/or supplement existing feasibility studies and architectural reports of proposed uses for the Wilber School building, including but not limited to non-governmental uses, uses resulting from public-private partnerships, or use as a municipal building, and to meet this appropriation to transfer the sum of \$3,408.81 from the appropriation made under Article 19 of the May, 1999, Annual Town Meeting and to transfer the sum of \$49,194.12 from the appropriation made under Article 5 of the Special Town Meeting of November, 2000.

Said feasibility studies shall be undertaken in accordance with the "Guidelines for Feasibility Studies" adopted by the Standing Building Committee, as the same may be from time to time amended, and shall include, without limitation, design plans and specifications, to include estimates of probable construction costs, for the renovation, alteration, rehabilitation or remodeling of the existing structure and to prepare application(s) for grant funds therefore.

ARTICLE 5.

VOTED UNANIMOUSLY: That action under Article 5 be indefinitely postponed. (Norfolk County Regional Fire and Rescue Dispatch Center for all "911" and radio dispatch services)

ARTICLE 6.

MOTION: That action under Article 6 be indefinitely postponed. **NOT CARRIED.**

VOTED: That the Town vote to raise and appropriate the sum of \$25,000 to be added to the appropriation voted in Article 5 of the May 3, 2004, Annual Town Meeting for the Recreation Department.

MOTION: To limit debate to 2 minutes for discussion and 10 minutes for proponents. **NOT CARRIED.**

MOTION: To reconsider action under Article 6. **NOT CARRIED.**

ARTICLE 7.

MOTION: That the Town vote to modify the action taken under Article 1 of the December, 2003, Special Town Meeting by changing the first paragraph thereof to add the phrase "a substantial portion, if not the total acreage of," between the words "Conservation Restriction on" and "the following parcel", so that the article as modified will read as follows:

"That the Town raise and appropriate the sum of \$7,500,000 to be added to the Conservation Commission Land Acquisition Account so that the Commission may acquire by gift or purchase, in the name of the Town for conservation purposes, the fee in and/or a Conservation Restriction on a substantial portion, if not the total acreage of, the following parcel of land:

The property known as Rattlesnake Hill, situated in Sharon, Massachusetts, located on the easterly side of Mountain Street, consisting of 339.40 acres +/- and containing Lots AA, 6, 7, 15, 16, 17, 21, 22, 23, 24, 25 and 26 as shown on a "Plan of Land, Mountain Street in Sharon, Mass.," dated May 6, 1996, Youngquist, James & Associates, Inc., recorded in the Norfolk County Registry of Deeds on May 30, 1996, in Plan Book 439, Plan No. 293, or as the same may be more particularly described.

To meet \$6,000,000 of this \$7,500,000 appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$6,000,000 under Massachusetts General laws, Chapter 44, S7 and/or S8.

And further, this \$6,000,000 appropriation shall take effect only if the Town votes at an election held in accordance with Massachusetts General Laws, Chapter 59, S21C(m) to exempt said \$6,000,000 debt incurred herein from the provisions of Proposition 2 ½.

And further, to meet \$1,500,000 of this \$7,500,000 appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$1,500,000 under Massachusetts General Laws, Chapter 44, S7 and/or S8, with the principal and interest on said borrowing to be repaid from receipts under the water works account.

And further, that if the Town proceeds with a proposed above-ground water storage tank, standpipe, and water pressure system or a fire department substation, on a portion of the property consisting of not more than two acres, the location and exact size of said portion as to be determined by the Board of Selectmen and the Conservation Commission, such portion of the property shall be excluded from the conservation restrictions placed upon the acquired land.

And further, to authorize the Conservation Commission and/or the Board of Selectmen to enter into such agreements and execute such documents as may be necessary to accomplish the foregoing.

Provided, however, that any such acquisition by purchase shall not be made, unless an amount of money is made available by the Commonwealth of Massachusetts, or such other third party as may be available, to provide the balance of the purchase price for the aforesaid acquisition.

MOTION: To amend Article 7 so that the first two paragraphs read as follows:

That the Town vote to modify the action taken under Article 1 of the December, 2003, Special Town Meeting, so that the article as modified will read as follows:

"That the Town raise and appropriate the sum of \$7,500,000 to be added to the Conservation Commission Land Acquisition Account so that the Commission may acquire by gift or purchase, in the name of the Town for conservation purposes, the fee in and/or a Conservation Restriction on the following parcel of land; or substantially all the acres thereof.

NOT CARRIED.

VOTED: That the Town vote to modify the action taken under Article 1 of the December, 2003, Special Town Meeting by changing the first paragraph thereof to add the phrase "a substantial portion, if not the total acreage of," between the words "Conservation Restriction on" and "the following parcel", so that the article as modified will read as follows:

"That the Town raise and appropriate the sum of \$7,500,000 to be added to the Conservation Commission Land Acquisition Account so that the Commission may acquire by gift or purchase, in the name of the Town for conservation purposes, the fee in and/or a Conservation Restriction on a substantial portion, if not the total acreage of, the following parcel of land:

The property known as Rattlesnake Hill, situated in Sharon, Massachusetts, located on the easterly side of Mountain Street, consisting of 339.40 acres +/- and containing Lots AA, 6, 7, 15, 16, 17, 21, 22, 23, 24, 25 and 26 as shown on a "Plan of Land, Mountain Street in Sharon, Mass.," dated May 6, 1996, Youngquist, James & Associates, Inc., recorded in the Norfolk County Registry of Deeds on May 30, 1996, in Plan Book 439, Plan No. 293, or as the same may be more particularly described.

To meet \$6,000,000 of this \$7,500,000 appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$6,000,000 under Massachusetts General laws, Chapter 44, S7 and/or S8.

And further, this \$6,000,000 appropriation shall take effect only if the Town votes at an election held in accordance with Massachusetts General Laws, Chapter 59, S21C(m) to exempt said \$6,000,000 debt incurred herein from the provisions of Proposition 2 ½.

And further, to meet \$1,500,000 of this \$7,500,000 appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$1,500,000 under Massachusetts General Laws, Chapter 44, S7 and/or S8, with the principal and interest on said borrowing to be repaid from receipts under the water works account.

And further, that if the Town proceeds with a proposed above-ground water storage tank, standpipe, and water pressure system or a fire department substation, on a portion of the property consisting of not more than two acres, the location and exact size of said portion as to be determined by the Board of Selectmen and the Conservation Commission, such portion of the property shall be excluded from the conservation restrictions placed upon the acquired land.

And further, to authorize the Conservation Commission and/or the Board of Selectmen to enter into such agreements and execute such documents as may be necessary to accomplish the foregoing.

Provided, however, that any such acquisition by purchase shall not be made, unless an amount of money is made available by the Commonwealth of Massachusetts, or such other third party as may be available, to provide the balance of the purchase price for the aforesaid acquisition.

VOTED: That the meeting adjourn and reconvene on Tuesday evening, October 19, 2004 at the Arthur E. Collins Auditorium at 7:00 P.M.

THE MEETING ADJOURNED AT 11:15 P.M.

Attendance: 287

FALL SPECIAL TOWN MEETING

October 18, 2004

The Fall Special Town Meeting was adjourned at 11:15 P.M. to reconvene at the Sharon High School, Arthur E. Collins Auditorium on Pond Street on Tuesday, October 19, 2004 at 7:00 P.M. then and there to act on all unfinished business in the Fall Special Town Meeting Warrant of July 20, 2004.

Attest:

**Marlene B. Chused
Sharon Town Clerk**

October 19, 2004

This is to certify that I have posted a copy of the above notice in accordance with Town By-Laws.

**JOSEPH S. BERNSTEIN
Constable
Sharon, Massachusetts**

ADJOURNED FALL SPECIAL TOWN MEETING

October 19, 2004

ARTICLE 8.

MOTION: That action under Article 8 be indefinitely postponed.
(Demolition of Historically Significant Buildings) **NOT CARRIED.**

VOTED: That the Town vote to amend its General By-Laws by amending Article 34, Demolition of Historically Significant Buildings, by amending Paragraph 6 of the Subsection entitled "Procedure" by

deleting the word "six" and substituting therefor the word "twelve", the amended paragraph to read as follows:

Paragraph 6. Upon a determination by the Commission that the significant building which is the subject of the application for a demolition permit is a preferably-preserved significant building, the Commission shall so advise the applicant and the Building Inspector, and no demolition permit may be issued until at least twelve months after the date of such determination by the Commission.

ARTICLE 9.

VOTED UNANIMOUSLY: That the Town vote to amend its General By-Laws by amending Article 2, Finance Committee, by adding the following language to Section 4:

"The Finance Committee shall prepare the following schedules, with appropriate input from the Board of Assessors, for inclusion in the warrant of each Annual Town Meeting:

1. A comparative computation of the tax rate showing the actual computation for the then-current year and the estimated calculation for the next year;
2. A comparative schedule of receipts and available funds for the same periods as above; and
3. A schedule of reserve fund transfers."

ARTICLE 10.

VOTED UNANIMOUSLY: That the Town vote to amend its General By-Laws by adding a new Article 36, entitled "Illicit Discharge Detection and Elimination By-Law", by adopting the language exactly as set forth on pages 8-15 in Article 10 of the Warrant for this Special Town Meeting, except with the following changes:

1. Section IV, "DEFINITIONS"

In the Definition of the term "Exempted Discharges, delete the entire first paragraph and substitute therefor the following language:

"Discharges from the following sources unless in any instance such Discharge would result in exceeding the requirements of 314 CMR 4.00, Massachusetts Surface water Quality Standards:"

2. Section V, "PROHIBITIONS"

In subsection f (i) delete the words "trenches are used which", and substitute therefor the word "shall", with the revised subsection to read as follows:

"Sub-surface infiltration shall comply with criteria established in the Town's Subdivision Rules and Regulations, and"

I. AUTHORITY

This By-Law is adopted in accordance with the authority granted, inter alia, by Amendment Article 89 to Article II of the Massachusetts Constitution and M.G.L. Chapter 43B section 13. The Board of Selectmen is delegated hereby the responsibility and authority to enforce and administer this By-Law. The Board of Selectmen may appoint the Town Engineer or Assistant Town Engineer or such other town employee as the Board of Selectmen may from time-to-time determine and designate in a writing to aid the Board of Selectmen in the enforcement and/or administration of the By-Law.

II. PREAMBLE

In partial fulfillment of the obligations of the Town under the Clean Water Act (33 U.S.C. 1251 & seq.) (the "Act") and under the Town's National Pollutant Discharge Elimination System Storm Water Permit, the Town hereby establishes a comprehensive and fair system of regulation of Discharges to the Town's Municipal Separate Storm Sewer System (sometimes referred to herein as the "MS4").

III. PURPOSE

The purpose and intent of this By-Law is to:

- a. Protect the Waters of the U.S., as defined in the Act and its implementing Regulations, from uncontrolled Discharges of Storm Water or Discharges of Contaminated Water which have a negative impact on the receiving waters by changing the physical, biological and chemical composition of those waters resulting in an unhealthy environment for aquatic organisms, wildlife and people, and
- b. Reduce Discharges of Contaminated Water into the MS4 and resultant discharges from the MS4 into Waters of the U.S. and improve surface water quality, and
- c. Permit and manage reasonable access to the MS4 to facilitate proper drainage, and
- d. Assure that the Town can continue to fairly and responsibly protect the public health, safety and welfare.

IV. DEFINITIONS

BOARD: The Board of Selectmen and, to the extent delegated and designated, the Town Engineer or Assistant Town Engineer or such other town employee as delegated and designated by the Board of Selectmen.

CONTAMINATED WATER: Water that contains higher levels of Pollutants, including without limitation implied, heavy metals, toxins, oil and grease, solvents, nutrients, viruses and bacteria, than permitted in Waters of the U.S. by the Act and its implementing Regulations.

DIRECT CONNECTION: Any discernible, confined and discrete conveyance

including but not limited to any pipe, drain, channel, conduit, tunnel, or swale whether above ground or below ground which directs water into the MS4.

DIRECT CONNECTION LICENSE: A license granted by the Town for the continued maintenance by an Owner of a Direct Connection to the MS4.

DISCHARGE: Any non-naturally occurring addition of water or of Storm Water to the MS4.

DUMPING: An act or omission of any person or entity the proximate result of which is the introduction of a Pollutant into the MS4.

EXEMPTED DISCHARGES: Discharges from the following sources unless in any instance such Discharge would result in a substantial and continuing increase in the level of a Pollutant in the Waters of the U.S.:

1. water line flushing
2. landscape irrigation
3. diverted stream flows
4. rising ground water
5. pumped ground water
6. discharges from potable water sources
7. foundation drains
8. air conditioning condensation
9. irrigation water
10. springs
11. water from crawl space pumps
12. footing drains
13. lawn watering
14. individual residential car washing
15. flows from riparian habitats and wetlands
16. dechlorinated swimming pool discharges (e.g. where the Discharge contains less than 1ppm of chlorine.)
17. street wash water
18. rain run-off from roofs

EXISTING SOURCE: Any building, structure, facility or installation from which there is a flow of Storm Water or Exempted Discharge the construction of which building, structure, facility or installation occurred prior to the promulgation of this By-Law.

ILLCIT CONNECTION: Any drain, conduit, or other conveyance, whether on the surface or subsurface, which allows an Illicit Discharge to enter the MS4.

ILLCIT DISCHARGE: Any Discharge into the MS4 of Contaminated Water, any Discharge of Storm Water from a Direct Connection for which a Direct Connection License is not in force and effect, any Discharge which is not an Exempted Discharge, or any Discharge from an Indirect Connection not in compliance with this By-Law.

INDIRECT CONNECTION: The natural drainage of Storm Water over or under the surface of the ground (whether instigated by human endeavor or not) via gravity into the MS4.

MUNICIPAL SEPARATE STORM SEWER SYSTEM or MS4: The Storm Water collection system which is made up of open water courses, swales, ditches, culverts, canals, streams, catch basins and pipes through which the Storm Water flows and the Town Public Ways over which it flows which are owned and operated by the Town for the purpose of collecting or conveying Storm Water to a discharge point.

NEW SOURCE: Any building, structure, facility or installation from which there is or may be a Discharge of Storm Water the construction of which building, structure, facility or installation commenced after adoption of this By-Law.

NPDES PERMIT: The National Pollution Discharge Elimination System Permit issued by the federal Environmental Protection Agency to the Town.

OWNER: The owner of a parcel of land recorded in the Assessor's Office of the Town.

POLLUTANT: Dredged spoil, solid waste, incinerator residue, filter back-wash, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rocks, sand, animal or agricultural waste, oil, grease, gasoline or diesel fuel.

PUBLIC WAYS: Any road (including such appurtenances as berms, curbs, drains, catch basins, sewers, water mains, sidewalks and paved and unpaved shoulders within the paper lay-out) to which the public has access and that the Town is responsible for maintaining.

STORM WATER: Rainfall that exceeds the soil's capacity contemporaneously to absorb it and which, instead, runs across the surface of the ground as run-off.

V. PROHIBITIONS

- a. No person or entity shall do or suffer to be done any Dumping into the MS4, including without limitation implied, the placing or emptying into any catch basin or other portal to the MS4, of any Pollutant.
- b. No Owner shall cause an Illicit Discharge to be made to the MS4 whether from a Direct or Indirect Connection.
- c. No Direct Connections whether from a New or Existing Source shall be installed after the Effective Date of this By-Law.
- d. Direct Connections from an Existing Source shall be allowed to continue after the Effective Date provided that:
 - (i) The Owner must disclose the Direct Connection and must within 30 days of the effective date of this By-Law apply for and thereafter be granted a Direct Connection License, and
 - (ii) The Owner must Discharge only Storm Water which is not Contaminated Water via the Direct Connection.
- e. Indirect Connections from Existing Sources shall be allowed provided that:
 - (i) Only Storm Water which is not Contaminated Water is Discharged, or a Discharge constituting an Exempted Discharge occurs, and
 - (ii) The Discharge does not cause safety problems due to icing or flooding of

the Public Ways or cause damage to the Town's property.

f. Indirect Connections from New Sources shall be allowed provided that:

- (i) Sub-surface infiltration shall comply with criteria established in the Town's Subdivision Rules and Regulations, and
- (ii) Only Storm Water which is not Contaminated Water is discharged or a Discharge constituting an Exempted Discharge occurs.

VI. PENALTIES FOR VIOLATIONS

a. Any person or entity which causes or suffers to occur a Dumping shall be subject to a fine of one hundred (\$100.00).

b. Any Owner who causes or suffers to occur an Illicit Discharge to emanate from his property shall be subject to a fine of one hundred dollars (\$100.00) per day for each day that the Illicit Discharge continues after Notice thereof is given by or at the direction of the Board of Selectmen. This fee may be waived by the Selectmen to allow time for compliance.

c. Any Owner who allows a Direct Connection to be maintained on his property (whether or not it results in an Illicit Discharge) without applying for and receiving a Direct Connection License from the Town shall be subject to a fine of one hundred dollars (\$100.00) per day for each day that the unlicensed Direct Connection continues after the deadline set for abatement by the Board of Selectmen.

The penalties set out herein may be assessed by the Board of Selectmen and are in addition to and not in substitution for any remedial action the Board of Selectmen may order under the ENFORCEMENT section of this By-Law.

VII. ENFORCEMENT

a. Violations of Section V of this By-Law may, without limitation, be disposed of through the non-criminal procedure specified in M.G.L. c. 40, §21D.

b. If an Illicit Discharge or a Dumping occurs or an Illicit Connection is maintained, the Board shall give or cause to be given written notice directed to the Owner of the parcel from which the Illicit Discharge is emanating, or on which the Illicit Connection is maintained, ordering an immediate cessation of any act or condition in violation of this By-Law.

c. The Board either with such notice or at any reasonable time thereafter may order the Owner or any other person or entity responsible for violating this By-Law to begin and thereafter diligently prosecute to completion, such remediation efforts as the Board in its reasonable discretion may deem appropriate.

d. If the Board determines that the Illicit Discharge resulted from a Direct Connection to the MS4, the Board shall revoke the Owner's Direct Connection License forthwith. After the Owner has fully completed all remediation ordered by the Board, the Owner may thereafter apply to the Board on the form included herein as Exhibit A and utilizing the procedures from time to time prescribed by the Board, for a new Direct Connection License which the Board shall consider in the same manner as any other new application. A Direct Connection License form is included herein as Exhibit B. The forms set forth in Exhibits A and B are intended to serve as examples and may be changed from time to time at the discretion of the Board.

VIII. APPEALS

Any person or Owner aggrieved by an action of the Board which was neither (i) the assessment of a penalty for which the provisions of M.G.L. c. 40, §21D apply, nor (ii) an action taken by the Board at a meeting of which the aggrieved person or Owner was given notice and was afforded the opportunity to present evidence and argument with a view to causing the Board to modify its earlier action (such action being a “final action”) shall, within thirty days of such Board action, request a hearing before the Board at which the aggrieved person or Owner may present evidence and argument concerning final action by the Board. The Board shall hold such hearing within a thirty days following said request and within thirty days thereafter shall either confirm the Board’s previous action or order such other final action as it may determine.

A person or Owner aggrieved by a decision of the Board of Selectmen under this By-Law may appeal such decision to the appropriate court of competent jurisdiction.

IX. SEVERABILITY

If any clause, section, or other part of this By-Law shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this By-Law shall not be affected thereby but shall remain in full force and effect.

X. EFFECTIVE DATE

This By-Law shall take effect upon approval by the Office of the Attorney General and as otherwise required by M.G.L. c. 40, §32.

APPLICATION FOR A LICENSE TO MAINTAIN A DIRECT CONNECTION TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) OF THE TOWN OF SHARON

1. Owner owns a parcel of land in the Town of Sharon generally known and numbered as _____ and the property is more particularly described in the copy of Owner’s deed to the property attached to this Application.
2. On this land is a _____ which connects with the MS4 at _____
(describe physical connection)
, at the location shown on the enclosed map which has been drawn on a scale of one inch equals forty feet and which has been stamped by a Professional Engineer. (Show MS4 to which the Direct Connection is attached on this map as well.)
3. The reason for this Direct Connection is _____

This Direct Connection was installed on _____.
(Date)
4. Owner requests that the Town issue him a Direct Connection License in order to maintain the above-described physical connection.

Owner covenants that no Contaminated Storm Water is now or will hereafter be discharged from his property to the MS4 via this Direct Connection. Owner further agrees that if the Board of Selectmen determines that Contaminated Storm Water is being discharged from his property via this Direct Connection, Owner will take such remedial action as the Selectmen, in their discretion, may order and, if Owner fails to do so by the deadline set by the Board of Selectmen, Owner gives the Town permission to take such ordered remedial action at Owner's sole cost and expense.

Signature of Owner

Date of Application

**CONDITIONAL LICENSE TO MAINTAIN A DIRECT CONNECTION
TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) OF THE TOWN OF
SHARON**

The Board of Selectmen of the Town of Sharon voted at their meeting held
on _____ to grant a revocable License to _____
(Date) (Owner's Name)

for a Direct Connection as described in the Application which Connection is located at
_____ and which connects to the MS4 as shown on the attached
(street address)

map for the purpose of draining uncontaminated Storm Water or Exempted Water Flows
from the property. Violation of the terms of the Town's Illicit Discharge By-Law will
result in termination of this License. The Town may revoke this License if necessitated
by the terms of its NPDES Permit.

Signature of Chairman, Board of Selectmen

ARTICLE 11.

VOTED UNANIMOUSLY: That the Town vote to amend its General By-Laws by adding a new Article 37, entitled "Stormwater Discharges Generated By Construction Activity By-Law" by adopting the language exactly as set forth on pages 16-28 in Article 11 of the Warrant for this Special Town Meeting, except with the following changes

1. Section IX, "PROCEDURE FOR SITE PLAN REVIEW"

In subsection A, delete the final line of the subsection and substitute therefor words "the Zoning Board of Appeals, or the Conservation Commission for review and comment, when applicable", with the revised subsection to read as follows:

"Following receipt of a complete Application for a Storm Water Permit, the Storm Water Manager will refer it to either the Planning Board (if the proposed construction project requires sub-division approval under c.41 of the M.G.L.), the Zoning Board of Appeals, or the Conservation Commission for review and comment, when applicable."

2. Section IX, "PROCEDURE FOR SITE PLAN REVIEW"

Delete subsection B in its entirety, and substitute therefor the following language:

"In the event that the plan does not require the approval of the Planning Board, the Zoning Board of Appeals, or the Conservation Commission, the Stormwater Manager will review the plan and approve or deny it, as required. The approval or denial will be forwarded to the Building Inspector when required. The applicant will be notified in writing of the Stormwater Permit approval or denial within 30 days of the submission of the application. The Stormwater Manager will make the Application available for inspection by the public during normal business hours at the Department of Public Works."

3. Section X, "CONDITIONS OF THE STORM WATER PERMIT"

Delete subsection C in its entirety, and substitute therefor the following language:

"Permittee shall make an annual deposit of funds in a specially segregated bank account in the amount equal to the estimated annual cost to operate and maintain the Stormwater Management Measures. The segregated account will be opened by the Stormwater Permit applicant and the bank book will be held by the Town Treasurer's office. When withdrawals from the account are required, the applicant will contact the Stormwater Manager, in writing, and the Stormwater Manager will forward the request to the Town Treasurer if the request is deemed appropriate by the Stormwater Manager."

I. AUTHORITY

This By-Law is adopted in accordance with the authority granted, inter alia, by Amendment Article 89 to Article II of the Massachusetts Constitution and M.G.L. Chapter 43B section 13.

The Board of Selectmen is delegated hereby the responsibility and authority to enforce and administer this By-Law. The Board of Selectmen may appoint the Stormwater Manager or such other municipal employees as the Board of Selectmen may from time-to-time determine and designate in a writing, to aid the Board of Selectmen in the enforcement and administration of this By-Law.

II. PREAMBLE

In partial fulfillment of the obligations of the Town under the Clean Water Act (33 U.S.C. 1251 & seq.) (the "CWA") and under the Town's National Pollutant Discharge Elimination System General Permit, the Town hereby establishes a comprehensive and fair system of regulation of Storm Water Discharges generated as a result of Construction Activity.

III. PURPOSE

The purpose and intent of this By-Law is to:

- A. Prevent Pollutants caused by Storm Water Discharges from a Construction Site from entering Waters of the U.S.
- B. Minimize Erosion and Sedimentation generated by Construction Activity with the goal of removing 80% of the average annual load of total suspended solids in Storm Water discharged from a Construction Site.
- C. Minimize the volume of Storm Water discharged from a Construction Site with the goal that the post-development peak discharge rate of Storm Water does not exceed the pre-development peak discharge rate.
- D. Ensure that Storm Water Management Measures are built as outlined in the Storm Water Pollution Prevention Plan.
- E. Ensure that Storm Water Management Measures are continually maintained as outlined in the Storm Water Pollution Prevention Plan.

IV. DEFINITIONS

AGRICULTURE: The normal maintenance or improvement of land in agricultural or aquacultural use as defined by the Massachusetts Wetlands Protect Act (M.G.L. C. 131 s. 40) and its implementing regulations (310 C.M.R. 10).

APPLICANT: That Person who owns the land at the time of the application for a Storm Water Permit and his successors and assigns. An Operator may apply on behalf of the owner if such authorization is in writing and is submitted with the application.

AWARDING AUTHORITY: The Board of Selectmen of the Town of Sharon has authority to exercise the powers granted by this By-Law.

BEST MANAGEMENT PRACTICE (BMP): An activity, procedure, restraint, or structural improvement that helps to reduce the quantity or improve the quality of Storm Water Discharges.

CERTIFICATE OF COMPLETION: A certificate issued by the Awarding Authority indicating that Final Site Stabilization has occurred, been inspected and approved by a representative of the Awarding Authority, and as-built plans have been filed with the Awarding Authority.

CONSTRUCTION ACTIVITY: Any activity that causes a change in the position or location of soil, sand, rock, gravel or similar earth material for the purpose of building roads, parking lots, residences, commercial buildings, office buildings, industrial buildings or demolitions.

CONSTRUCTION SITE: The plot of land located within the Town on which the Construction Activity will occur.

DISTURB: Any activity such as clearing, grading and excavating that exposes soil, sand, rock, gravel or similar earth material.

EROSION: The wearing of the land surface by natural or artificial forces such as: wind, water, ice, gravity or vehicular traffic and the subsequent detachment and transportation of soil particles from their origin to another location.

FINAL SITE STABILIZATION: Means that all Construction Activity at the site has been completed and a uniform perennial vegetative cover percentage as required by zoning regulations and native background vegetative cover for the area have been established on all unpaved areas and areas not covered by permanent structures or equivalent permanent stabilization measures.

LARGER COMMON PLAN OF DEVELOPMENT OR SALE: Means a contiguous land area under one ownership on which multiple separate and distinct Construction Activities are occurring under one development plan.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4): Means a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels or storm drains) owned or operated by the Town designed and used for collecting or conveying Storm Water to an Outfall.

NPDES PERMIT: National Pollution Discharge Elimination System Construction General Permit issued by the Environment Protection Agency to the Applicant.

OPERATOR: The party associated with the Construction Activity that meets either of the following two criteria:

- a. The party who has operational control over construction plans and specifications including the ability to make modifications to those plans and specifications or
- b. The party who has day-to-day operational control of those activities at a project which are necessary to ensure compliance with a Storm Water Pollution Prevention Plan for the site or other permit conditions.

OUTFALL: A point source at which a Municipal Separate Storm Sewer System discharges to Waters of the U.S.

PERMITTEE: The owner of the land on which Construction Activity is proposed who has applied for and received a Storm Water Permit from the Awarding Authority.

PERSON: An individual, partnership, association, firm, company, trust, corporation, agency, authority department or political subdivision of the Commonwealth of Massachusetts or the federal government, to the extent permitted by law, and any officer, employee, or agent of such Person.

POLLUTANTS: Include without limitation the following: Dredged spoil, solid waste, incinerator residue, filter back-wash, sewage, garbage, sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rocks, sand, animal or agricultural waste, oil, grease, gasoline or diesel fuel.

SEDIMENTATION: The process or act of depositing mineral or organic soil material in Storm Water as a result of Erosion.

STORM WATER: Rainfall and snow melt that exceeds the soil's capacity contemporaneously to absorb it and which, instead, runs across the surface of the ground as run-off.

STORM WATER DISCHARGES: Storm Water that runs off from the Construction Site into the MS4 or otherwise into Waters of the U.S.

STORM WATER MANAGEMENT MEASURES: Infrastructure improvements that are constructed or installed during Construction Activity to prevent Pollutants from entering Storm Water Discharges or to reduce the quantity of Storm Water Discharges that will occur after Construction Activity has been completed. Examples include but are not limited to: on-site filtration, flow attenuation by vegetation or natural depressions, outfall velocity dissipation devices, retention structures and artificial wetlands, and water quality detention structures.

STORM WATER MANAGER: The Town Engineer or Assistant Town Engineer will serve in this capacity.

STORM WATER PERMIT: The permit issued by the Awarding Authority to the Applicant which allows Construction Activity to occur as outlined by the Applicant in its application and Storm Water Pollution Prevention Plan.

STORM WATER POLLUTION PREVENTION PLAN (SWPPP): That plan required of all Applicants in which they outline the Erosion and Sedimentation BMPs they will use, the BMPs they will use to control wastes generated on the Construction Site, the Storm Water Management Measures they will construct and their plan for long-term maintenance of these measures.

WATERS OF THE U.S.: These include:

- a. All waters that are currently used, were used in the past, or may be susceptible to use in interstate or foreign commerce, including all waters that are subject to the ebb and flow of the tide;
- b. All interstate waters including interstate wetlands;
- c. All other waters such as interstate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds the use, degradation, or destruction of which would affect or could affect interstate or foreign commerce

including any such waters:

1. That are or could be used by interstate or foreign travelers for recreational or other purposes;
 2. From which fish or shellfish are or could be taken and sold in interstate or foreign commerce; or
 3. That are used or could be used for industrial purposes by industries in interstate Commerce;
- d. All impoundments of waters otherwise defined as waters of the United States under this definition;
- e. Tributaries of waters identified in paragraphs (a) through (d) of this definition;
- f. The territorial sea; and
- g. Wetlands adjacent to waters (other than waters that are themselves wetlands) identified in paragraphs (a) through (f) of this definition.

V. PROHIBITIONS

A. No Construction Activity which Disturbs one acre or more of total land area including smaller areas that are part of a Larger Common Plan of Development or Sale shall take place until a Storm Water Permit has been obtained from the Awarding Authority. Normal maintenance and improvement of land in agricultural or aquacultural use as defined by the Massachusetts Wetlands Protection Act and its implementing regulations are exempt from this prohibition. **The Stormwater Permit does not exclude the requirement of filing a Construction General Permit with the Environmental Protection Agency.**

B. No Storm Water Discharges containing Pollutants are permitted.

C. Sources of non-Storm Water may be combined with Storm Water Discharges as long as they do not contain Pollutants.

VI. APPLICATION PROCEDURE

Applicant must sign and file an Application for a Storm Water Permit on the form provided by the Town. The Application should be submitted to the Storm Water Manager and to be deemed complete must be accompanied by:

- A. An application fee of two hundred dollars (\$200.00).
- B. Identification of the Construction Site by book, page, and plot number in the records of the Assessor's Office.
- C. A narrative description of the Construction Activity intended, the proposed use of any improvements to be constructed and the construction timetable.
- D. A site plan.

E. A list of abutters certified by the Assessor's Office including addresses.

F. A Storm Water Pollution Prevention Plan.

VII. SITE PLAN REQUIREMENTS FOR PLANNING BOARD AND ZONING BOARD APPLICATIONS FOR LOTS OVER 1 ACRE IN AREA

The site plan that is submitted must contain AT LEAST the following information. Planning Board plan regulations must also be met for subdivision applications and Zoning Board regulations must also be met for site plan reviews:

A. Names, addresses and telephone numbers of the person(s) or firm(s) preparing the plan.

B. Title, date, north arrow, scale, legend and locus map.

C. Location and description of natural features including watercourses and water bodies, wetland resource areas and all floodplain information including the 100-year flood elevation based upon the most recent Flood Insurance Rate Map (or as calculated by a professional engineer for areas not assessed on those maps) located on or adjacent to the Construction Site.

D. A description and delineation of existing Storm Water conveyances and impoundments located on the Construction Site with their point of discharge noted.

E. Location and description of existing soils and vegetation including tree lines, shrub layer, ground cover and herbaceous vegetation and trees with a caliper twelve (12) inches or larger with run-off coefficient for each.

F. Habitats mapped by the Massachusetts Natural Heritage & Endangered Species Program as Endangered, Threatened or of Special Concern, Estimated Habitats of Rare Wildlife and Certified Vernal Pools, and Priority Habitats of Rare Species located on or adjacent to the Construction Site.

G. Lines of existing abutting streets showing drainage and driveway locations and curb cuts.

H. Surveyed property lines of the Construction Site showing distances and monument locations, all existing and proposed easements, rights-of-way, and other encumbrances, the size of the entire Construction Site and the delineation and number of square feet of the land area that is to be Disturbed.

I. Proposed improvements including location of buildings or other structures and impervious surfaces (such as parking lots).

J. Topographical features including existing and proposed contours at intervals of no greater than two (2) feet with spot elevations provided when needed.

K. The existing site hydrology including drainage patterns and approximate slopes

anticipated after major grading activities.

L. Location of the MS4 with relation to the Construction Site.

M. Identification of Outfalls which are located on the Construction Site.

N. Storm Water Discharge calculations prepared and certified by a Registered Professional Engineer describing the volume of Storm Water that presently Discharges from the Construction Site and the estimated volume post-development.

O. Identification of any existing Storm Water Discharges emanating from the Construction Site and discharging into the MS4 for which a NPDES Permit has been issued (include Permit number).

P. A list of water bodies that will receive Storm Water Discharges from the Construction Site with the location of drains noted on the map. A brief description of known water quality impacts and whether the water bodies receiving such Storm Water Discharges have:

- 1) Been assessed and reported in reports submitted by the Massachusetts Department of Environmental Protection to EPA pursuant to Section 305 (b) of CWA and
- 2) Been listed as a Category 5 Water (Waters Requiring a Total Maximum Daily Load (TMDL)) by DEP under 303(d) of the CWA.

VIII. STORM WATER POLLUTION PREVENTION PLAN REQUIREMENTS

Applicant must submit a Storm Water Pollution Prevention Plan (SWPPP) with its Application for a Storm Water Permit. The SWPPP must include all of the following:

- A. A plan to control wastes generated by the Construction Activity on the Construction Site and
- B. An Erosion and Sedimentation control plan and
- C. A plan to construct Storm Water Management Measures and
- D. A plan for Operation and Maintenance of Storm Water Management Measures

A. PLAN TO CONTROL WASTES

Applicant must list the construction and waste materials expected to be generated or stored on the Construction Site. These wastes include but are not limited to: discarded building materials, concrete truck washout, chemicals, litter, sanitary waste and material stockpiles. Applicant must also describe in narrative form the Best Management Practices it will utilize to reduce pollutants from these materials including storage practices to minimize exposure of the materials to Storm Water and spill prevention and response plans. If any structural BMPs are proposed, they must be identified and located on the site plan. At a minimum Applicant's plan should provide for the following:

1. Areas designated and controlled for equipment storage, maintenance and repair.
2. Convenient locations for waste receptacles and a schedule for regular removal.

3. Wash down areas for vehicles selected to prevent contamination of Storm Water.
4. Covered storage areas for chemicals, paints, solvents, fertilizers and other toxic materials.
5. Adequately maintained sanitary facilities.

B. EROSION AND SEDIMENTATION CONTROL PLAN

Applicant must describe in narrative form its plan for properly stabilizing the site before construction begins and the BMPs that it will use during construction to minimize erosion of the soil and sedimentation of the Storm Water. These BMPs should include both stabilization practices such as: seeding, mulching, preserving trees and vegetative buffer strips, and contouring and structural practices such as: earth dikes, silt fences, drainage swales, sediment traps, check dams, and subsurface or pipe slope drains. Applicant must locate structural BMPs on the site plan. Applicant must also provide details of construction including the timing, scheduling and sequencing of development including clearing, stripping, rough grading, construction, final grading and Final Site Stabilization.

C. PLAN TO CONSTRUCT STORM WATER MANAGEMENT MEASURES

Applicant must describe its proposed drainage system and identify the Storm Water Management Measures it plans to construct on the Construction Site in order to retain Storm Water recharge on-site and prevent Pollutants from entering Storm Water Discharges. These measures include but are not limited to: on-site filtration, flow attenuation by vegetation or natural depressions, outfall velocity dissipation devices, retention structures and artificial wetlands and water quality detention structures.

Applicant is required to show the following on its site plan:

1. The estimated seasonal high groundwater elevation in areas to be used for Storm Water Management Measures.
2. Detailed plans and descriptions of all components of the proposed drainage system including:
 - a. locations, cross-sections and profiles of all brooks, streams, drainage swales and their method of stabilization,
 - b. all Storm Water Management Measures to be used for the detention, retention or infiltration of water, their size and location on the Construction Site, and the volume of Storm Water that each will hold.
 - c. all Storm Water Management Measures for the protection of water quality if so-called Category 5 waters are located on or adjacent to the Construction Site.
 - d. the structural details for all components of the proposed drainage system and Storm Water Management Measures, including cross-sections.
 - e. notes on drawings specifying materials to be used, construction specifications and typicals and
 - f. expected hydrology with supporting calculations of post-development Storm

Water Discharges.

D. PLAN FOR OPERATION AND MAINTENANCE OF STORM WATER MANAGEMENT MEASURES

Applicant must outline its plan for the long-term operation and maintenance of the Storm Water Management Measures that have been built on the Construction Site. This plan must include the following:

1. A description of the annual maintenance activities that will be performed and identification of the individual who will perform them and
2. An estimate of the annual cost of these maintenance activities and a description of the operation and maintenance fund that the Applicant will establish and
3. The language of a covenant and restriction which Applicant will record in the appropriate Registry of Deeds, binding and enforceable against the Construction Site and the Owner from time to time thereof to maintain the Storm Water Management Measures.

IX. PROCEDURE FOR SITE PLAN REVIEW

- A. Following receipt of a complete Application for a Storm Water Permit, the Storm Water Manager will refer it to either the Planning Board (if the proposed construction project requires sub-division approval under c. 41 of the M.G.L.) or the Zoning Board of Appeals for review and comment.
- B. The Storm Water Manager will promptly schedule and notice a public hearing in the local weekly newspaper at which public comment on the Application will be received and recorded by the Storm Water Manager. He will give notice by first class mailings to abutters at least seven (7) days prior to the hearing and will make the Application available for inspection by the public during normal business hours at the Town Hall.
- C. After receipt of the recommendation of the Planning Board or the Zoning Board of Appeals and public comment at the public hearing, the Storm Water Manager may approve or deny the Application, require changes to any part of the SWPPP, revise the amount of the required annual maintenance deposit or may impose additional conditions in the Storm Water Permit that he issues.
- D. The Storm Water Manager may not issue the Storm Water Permit until final plans of the development approved by either the Planning Board or Zoning Board of Appeals have been filed with the Storm Water Manager and twenty-one (21) days have elapsed. If there are changes on the final plans which affect the Storm Water Permit, the Storm Water Manager (after written notice to the Applicant) shall review these changes and may impose additional conditions in the Storm Water Permit.

X. CONDITIONS OF THE STORM WATER PERMIT

The following standard conditions shall apply to each Storm Water Permit issued in accordance with this by-law.

- A. The Permittee shall comply with all conditions of the Storm Water Permit and its Storm Water Pollution Prevention Plan.
- B. Permittee shall comply with all other local permits related to the Construction Site.
- C. Permittee shall make an annual deposit of funds in a specially segregated account in the amount equal to the estimated annual cost to operate and maintain the Storm Water Management Measures.
- D. Permittee shall maintain on-going records of the aforesaid operation and maintenance fund which shall show:
1. The maintenance activities performed on the Storm Water Management Measures located on the Construction Site, the dates on which they were performed and the names of the individuals who performed them, and
 2. The costs of such maintenance activities shown deducted from the fund, and
 3. The current balance in the fund.
- E. Permittee shall record within ten (10) days of receipt of the Storm Water Permit in the appropriate Registry of Deeds a covenant and restriction in form and substance identical to that submitted with his Application and approved by the Storm Water Manager, and shall submit evidence of such recording to the Storm Water Manager.
- F. The Permittee shall furnish the Storm Water Manager any information which is requested to determine compliance with the Storm Water Permit.
- G. The Permittee shall allow authorized representatives of the Awarding Authority to:
1. enter upon the Permittee's Construction Site and
 2. have access to and the right to copy at reasonable times any records required to be kept under the conditions of this By-Law and
- H. Permittee shall allow representatives of the Awarding Authority to make regular, unannounced inspections of the Construction Site. These typically will occur at the following times:
1. Initial Site Inspection prior to Construction Activity starting but after a complete Application has been filed.
 2. After Erosion and Sedimentation controls are in place.
 3. After Construction Site clearing has been substantially completed.
 4. After rough grading has been substantially completed.
 5. Prior to backfilling of any underground drainage and/or after Storm Water Management Measures have been installed.

6. After final grading has been substantially completed.

7. At the end of the construction season if Construction Activity has not yet been completed.

8. After Final Site Stabilization.

I. The Permittee shall report the release of any reportable quantity of hazardous substances oil which occurs on the Construction Site during Construction Activity. This report must be made within fourteen days of knowledge of the release and must include the date and description of the release, the circumstances leading to the release, responses to be employed for such release and measures to prevent re-occurrence of such release.

J. The issuance of the Storm Water Permit does not convey any property rights of any sort, nor any exclusive privileges, nor does it authorize any injury to private property nor any invasion of personal rights nor any infringement of Federal, State or local laws or regulations.

K. The provisions of the Storm Water Permit are severable and if any provision of the Permit or the application of any provision of the Permit to any circumstance is held invalid, the application of such provision to other circumstances and the remainder of the Permit shall not be affected thereby.

L. The Storm Water Permit is not transferable.

M. The Storm Water Manager reserves the right during the Permit Term to modify the Permit and impose additional conditions.

N. Conditions contained in Permittee's NPDES Comprehensive General Permit will be incorporated by reference in the Storm Water Permit.

XI. PERMIT TERM

The Storm Water Permit shall be effective upon the date of issuance and remain in effect until the earlier to occur of: 1) a Certificate of Completion is issued by the Awarding Authority indicating that all Construction Activity has ceased and Final Site Stabilization construction, inspection and approval by a representative of the Awarding Authority has occurred, or 2) the date three years from the date of issuance of the Storm Water Permit has occurred without Applicant starting Construction Activity on the Construction Site.

XII. DEFAULT OF THE PERMITTEE

The Storm Water Manager may during the Permit Term find a Permittee is in default after notice and hearing if he shall reasonably determine that:

A. Permittee knowingly made a false material statement, representation or certification in his Application or SWPPP, or

B. Permittee is no longer the owner or Operator of the Construction Site and thus not authorized to sign the Application for a Storm Water Permit, or

C. Permittee is not in compliance with the terms of its Storm Water Permit or SWPPP.

Permittee shall be given not less than ten days prior written notice of the time and place of the hearing and shall have the opportunity at the public hearing to present evidence.

XIII. ENFORCEMENT

The Storm Water Manager will report any Permittee that he has found to be in default as described in the preceding section to the Awarding Authority. The Awarding Authority may take any of the following actions:

- A. Issue a written order requiring the Permittee to cease and desist from Construction Activity until there is compliance with this By-Law and the Storm Water Permit,
- B. Issue a written order requiring maintenance, installation or performance of additional Erosion and Sedimentation control measures by a certain deadline,
- C. Issue a written order requiring the repair, maintenance or replacement of Storm Water Management Measures by a certain deadline,
- D. Issue a written order requiring remediation of any Pollutants that are entering Storm Water Discharges as a result of the Construction Activity by a certain deadline,
- E. Suspend or revoke the Storm Water Permit,
- F. Enforce the covenant and restriction against any or all of the following: the operation and maintenance fund, the Construction Site, or the owner from time to time thereof as the Town may elect in its discretion.
- G. Take any other enforcement action available under applicable federal, state or local law.

XIV. APPEALS

An Applicant or Permittee aggrieved by a decision of the Storm Water Manager under this By-Law may within thirty days of such action request a hearing before the Board of Selectmen at which the Applicant or Permittee shall be afforded the opportunity to present evidence and argument concerning final action by the Board of Selectmen. The Board of Selectmen shall hold such hearing within thirty days following the filing of the request and within thirty days after the closing of the hearing shall either confirm the Storm Water Manager's previous action or order such other final action as it may determine. Appeals from a decision of the Board of Selectmen may be taken to a court of competent jurisdiction.

XV. WAIVERS

The Awarding Authority may, where such action is allowed by law, in the public interest and not inconsistent with the purpose and intent of this By-Law, waive strict compliance with any requirement of this By-Law provided:

- A. Applicant has submitted a written request to be granted a waiver, has explained

and/or documented the facts supporting his waiver request, and has demonstrated that the strict application of the By-Law to his case will not further the purpose or objective of the By-Law, and

- B. Applicant's waiver request was discussed and voted on at a public hearing following public notice and notice to abutters.

XVI. SEVERABILITY

If any clause, section or part of this By-Law shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this By-Law shall not be affected thereby but shall remain in full force and effect.

XVII. EFFECTIVE DATE

This By-Law shall take effect upon approval by the Office of the Attorney General and as otherwise required by M.G.L. c. 40, §32.

ARTICLE 12 .

VOTED UNANIMOUSLY: That the Town vote to amend its Zoning By-Laws to incorporate the new Stormwater Discharges Generated By Construction Activity General By-Law, by adopting the following changes to the sections indicated:

2211. Authorization.

Remove the words "Section 6330" and replace them with the following:

"Sections 6320, 6330"

2213. Site Plan Approval in Business A and C Districts.

Remove the word "6440." and replace it with the following:

"6330. In addition, the aforesaid activities may also require Site Plan review pursuant to Section 6321(e)."

3351.

Add the following at the end of this Subsection:

"The Board, in its discretion, may require approval of the aforesaid Sedimentation and Erosion Control Plan by the Stormwater Manager, in accordance with the provisions of the Stormwater Discharges Generated By Construction Activity General By-Law of the Town, in those circumstances where such approval is not otherwise required.

4310. Intent and Applicability

Add the following language at the end of this Section:

"All flexible developments shall comply with the provisions of the Stormwater Discharges Generated By Construction Activity General By-Law of the Town."

4362(b). Zoning Classification.

Add the following language at the end of this Subsection:

"All CSDs shall comply with the provisions of the Stormwater Discharges Generated By Construction Activity General By-Law of the Town."

4534. Storm Water Management.

Delete the first sentence of this Subsection in its entirety, and replace it with the following language:

"Site design shall comply with the provisions of the Stormwater Discharges Generated By Construction Activity General By-Law of the Town and in addition shall result in no increase in the peak rate of storm water runoff in a ten (10) year storm."

4542(a)(6).

Delete this Subsection in its entirety, and replace it with the following language:

"All submittals shall be reviewed by the Town Engineer in accordance with this By-Law, the Stormwater Discharges Generated By Construction Activity General By-Law, and any other relevant By-Law, and the Town Engineer shall submit his report to the Board of Appeals prior to the public hearing."

4543. Criteria for Special Permits for Insensitive Locations.

Add the following as Subsection (c):

"A determination by the Board of Appeals to grant a Special Permit pursuant to Sections 4543(a) or 4543(b) shall not exempt the applicant from the provisions of the Stormwater Discharges Generated By Construction Activity General By-Law of the Town."

4544. Criteria for Special Permits not Covered by Section 4543.

Add the following as Subsection (d):

"A determination by the Board of Appeals to grant a Special Permit pursuant to Sections 4544(a), 4544(b), or 4544(c) shall not exempt the applicant from the provisions of the Stormwater Discharges Generated By Construction Activity General By-Law of the Town."

6321. Site Plan Approval.

Add the following language as Subparagraph (e):

"e. In addition, in any district in which the total disturbed area of the plan proposed exceeds one (1) acre, said plan shall require approval pursuant to the Stormwater Discharges Generated By Construction Activity General By-Law of the Town. For the purposes of this Subsection, the designation "disturbed" shall apply to any land area which, according to the plan, will be subject to any activity such as clearing, grading and excavating that exposes soil, sand, rock, gravel or similar earth material."

ARTICLE 13.

MOTION: That action under Article 13 be indefinitely postponed.
(Mixed Use Overlay District Zoning By-Law)

MOTION: To call the question. **CARRIED.**

MOTION: That action under Article 13 be indefinitely postponed.
(Mixed Use Overlay District Zoning By-Law) **NOT CARRIED.**

VOTED: That the Town vote to amend its Zoning By-Laws by adopting the new Mixed Use Overlay District as follows:

4800. Mixed Use Overlay District (MUOD)

4801. Purpose

- a. To promote mixed use development in accordance with the principles of "smart growth", which increases the availability of affordable housing, provides housing alternatives to meet local needs, promotes walkable neighborhoods, takes advantage of compact design, fosters distinctive and attractive village settings, preserves critical environmental assets, and supports economic revitalization in the Town Center and other commercial, transit-oriented locations.
- b. To provide additional planning flexibility for projects located in the Town Center and other commercial locations in Town with regard to density and site design, while remaining consistent with the Town's Design Guidelines and sensitive to environmental impacts.
- c. To permit the use of new development standards which will promote the desired changes in the Town Center and other commercial, transit-oriented locations.

4805. Application

The MUOD is hereby designated as including the Business A, Business B and Business C districts, except those portions of the aforesaid Business districts which are within the Surface or Groundwater Protection Districts. The MUOD shall not restrict owners' rights relative to the underlying zoning district. However, if an owner elects to use the MUOD for development purposes, all development shall conform to the regulations set forth in this Section, as well as all other relevant provisions of the Sharon Zoning and General By-Laws.

4810. Uses.

Retail and business uses currently permitted in the Business A, Business B and Business C districts, and residential apartments in the upper floors of structures, shall be permitted in the MUOD. Authorization for any uses within an MUOD development which would require a Special Permit under underlying zoning, shall be obtained through the Planning Board. Residential apartments on the first floor of a structure which does not front a public way shall be permitted only at the discretion of the Planning Board.

4815. Density.

The minimum density for MUOD developments shall be 20 units per acre. The maximum number of units shall be limited by the number of full-sized parking spaces which could be provided.

4820. Wastewater.

A plan for the treatment of wastewater from a proposed development in the MUOD must be provided in accordance with Board of Health regulations.

4825. Height.

All new construction in the MUOD shall neither exceed 4 stories nor a building height of forty-five (45') feet. Accessories and architectural features extending above the roofline may not exceed a height of fifty (50') feet.

4830. Off Street Parking Regulations.

- a. A minimum of one space per residential unit shall be provided, in addition to parking required for retail and business uses pursuant to Section 3111. With the approval of the Planning Board, up to twenty-five (25%) percent of the total number of residential parking spaces for a development located within a half mile of the train station may be used to meet the required parking for retail and business uses, and up to fifty (50%) percent of the total number of residential parking spaces for a development located more than one-half mile from the train station may be used to meet the required parking for retail and business uses, where it can be demonstrated that the hours of operation for retail and business uses at the development will be during daytime hours only.
- b. In order to provide for better site design, up to twenty-five (25%) percent of the total number of parking spaces may, at the discretion of the Planning Board, be allocated for compact cars with dimensions of eight (8') feet by eighteen (18') feet. Such spaces shall be clearly designated for compact cars only. Compact spaces cannot be applied in calculating the density of residential units, but they may be used to meet minimum open space requirements and provide for better site design and stormwater drainage.
- c. Off-site parking, as allowed under Section 3112 of the Zoning By-Laws, may not be counted toward the requirements for residential units, but may be counted toward non-residential parking requirements. Street parking, as with other publicly-owned parking spaces within 400' of the site, may be counted toward the non-residential parking requirements.

- d. Multi-level parking may be allowed not to exceed two (2) levels if determined by the Planning Board to be appropriate. Such parking may be shared with others off-site provided they are within four hundred (400') feet of the site and the Planning Board is provided with acceptable written proof.

4835. Minimum Lot Dimensions.

The minimum lot dimensions for all MUOD developments shall be as set forth below:

Minimum lot size: eight thousand (8,000) square feet

Minimum lot frontage: fifty (50') feet

Minimum lot width: fifty (50') feet

Minimum front setbacks: zero (0') feet

Minimum side and rear setbacks: ten (10') feet

All individual/separate lots in the proposed MUOD development if under contiguous ownership shall be considered as one (1) lot for the purposes of this By-Law.

4840. Open Space.

The open space requirement for a development in the MUOD may be reduced to a minimum of fifteen (15%) percent of the lot area if the development proposal includes the use of planting areas, porous paving surfaces and other techniques to ensure adequate drainage and filtering of stormwater.

4845. Affordability.

A minimum of twenty (20%) percent of housing units in a development in the MUOD must be affordable to households earning up to eighty (80%) percent of median income, or as affordable housing may be otherwise defined from time to time by the United States Department of Housing and Urban Development. The affordability of such units shall be assured in perpetuity through the use of an affordable housing restriction.

4850. Site Plan Review.

- a. All projects developed using the MUOD shall be subject to the Site Plan Review procedures of the Planning Board as provided in Section 6330, as well as the Town's Stormwater Discharges Generated By Construction Activity General By-Law. Projects undergoing extended design review shall be required to submit to the Planning Board the basic site plan contents and may be required to provide a study model at an appropriate scale and coverage as determined by the Planning Board.

- b. The elements highlighted in the Design Guidelines as enumerated in site plan review, including pathways connecting to adjacent sidewalks, parking areas, sitting areas, a plan for storage areas, lighting, shade trees and other landscaping, shall be provided for review by the Planning Board. Developers are encouraged to meet with the Downtown Revitalization Committee to discuss their projects with respect to the Design Guidelines.

4855. Approval.

The Planning Board shall be the special permit granting authority for MUOD developments, as well as the authority for site plan review. Authorization for any uses within an MUOD development which would require a Special Permit under underlying zoning shall also be obtained through the Planning Board. **2/3 VOTE DECLARED BY MODERATOR.**

ARTICLE 14.

VOTED UNANIMOUSLY: That the Town vote to amend its Zoning By-Laws in accordance with the recommendations of the Massachusetts Division of Water Supply Protection by adopting the following changes to the sections indicated:

4410.1. Floodplain District Boundaries.

Delete the second sentence in its entirety and substitute the following language therefor:
"The District includes all special flood hazard areas designated on the Sharon Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program dated September 9, 1978, as Zone A, A1-30, and the FEMA Flood Boundary & Floodway Map dated September 9, 1978, both maps which indicate the 100-year base flood elevations shown on the FIRM and further defined by the Flood Insurance Study booklet dated March, 1978."

4410.3. Floodway Data.

Delete the words "Zone A, A1-30 and AE" and substitute the following language therefor:

"Zone A and A1-30"

4423. Reference to Existing State Regulations.

1. Delete the words "780 CMR 2102.0" and substitute the following language therefor:

"780 CMR 3107.0"

2. Delete the third bullet item ("Inland Wetlands Restriction") in its entirety and substitute the following language therefor:

"Adopting Inland Wetland Orders, DEP (currently 310 CMR 13.10)"

3. Delete the fourth bullet item (Coastal Wetlands Restriction) in its entirety.

4450. Notification of Watercourse Alteration.

Delete the text of the second and third bullet items (NFIP State Coordinator and NFIP Program Specialist) in its entirety and substitute the following language therefor:

“NFIP State Coordinator
251 Causeway Street, Suite 600-700
Boston, MA 02114”

“NFIP Program Specialist
99 High Street, 6th Floor
Boston, MA 02110”

ARTICLE 15.

MOTION: That the Town vote to amend Article 11 of its General By-Laws, Penalties, Section 2, by adding thereto the following:

By-Law, Rule or Regulation	Amount of Fine	Enforcing Agent
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ARTICLE

Article 7 of the Rules and Regulations of the Sharon Board of Health.... “Minimum Requirements for the Subsurface Disposal of Sanitary Sewage”	\$100 for the first offense, \$200 for the second offense, \$300 per day, for each subsequent offense, as authorized by M.G.L. c. 40, §21D and 310 CMR 11.10 (3)	Health Agent or Designated Representative
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Section VI of the Illicit Discharge Detection and Elimination By-Law “Penalties for Violations”	\$100 for each dumping violation, and \$100 per day for discharge and direct connection violations, as authorized by M.G.L. c. 40, §21D	Board of Selectmen or Designated Representative
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NOT CARRIED.

ARTICLE 16.

VOTED UNANIMOUSLY: That the Town vote to appropriate the sum of \$21,997.00 to the Septic System Improvement Loan Program Account, and to meet this appropriation to transfer said sum from the Community Septic Management Program.

MOTION: To reconsider action under Article 15. **NOT CARRIED.**

ARTICLE 17.

VOTED: That the Town vote to accept and adopt as a public way the following:

1. Bramble Lane: beginning from Station 0+00, thence running easterly, a distance of 463.88 linear feet to Station 4+63.88, its terminus, as laid out by the Selectmen, including any easements and utilities appurtenant thereto, and raise and appropriate the sum of \$250 for the costs associated therewith.

2/3 VOTE DECLARED BY MODERATOR.

VOTED: That the meeting be dissolved.

MEETING DISSOLVED AT 9:00 P.M.

Attendance: 99

**SPECIAL TOWN MEETING
RECAP SHEET
OCTOBER 13, 2004**

		Other Available Funds						
	Account	Appropriation	Tax Levy	General Fund Add. Assist	Wilber Building Art16-02	Wilber Feasibility Art 19-99	Wilber Study Art 5 STM00	Res for Septic Loan
Article 1	School Department	(550,000.00)	(550,000.00)					
Article 2	Recreation Dept	125,000.00		125,000.00				
Article 3	Senior Ctr/Sacred Heart	13,165.82			13,165.82			
Article 4	Wilber Feasibility 2005	52,602.93				3,408.81	49,194.12	
Article 6	Recreation Department	25,000.00	25,000.00					
Article 16	Debt	21,997.00						21,997.00
Article 17	Bramble Way Acceptance	250.00	250.00					
		(311,984.25)	(524,750.00)	125,000.00	13,165.82	3,408.81	49,194.12	21,997.00

PRESIDENTIAL ELECTION

November 2, 2004

Pursuant to the provisions of the warrant of October 5, 2004, the inhabitants of the Town of Sharon qualified to vote in elections met in the Sharon High School Gymnasium at 6:55 A.M., Tuesday, November 2, 2004. The meeting was called to order by Town Clerk Marlene B. Chused, who read the call and return of the warrant. The warden for the election was Lynne M. Callanan. The wardens for Precincts 1, 2, 3, 4, and 5 were named as follows: Susan Slater, Barbara Testa, Marilyn Lamb, Shirley Schofield, Pat Zlotin. Clerks and workers were Jini Karelitz, Doris Grahn, Mildred Worthley, Lorraine Forman, Teri Spevock, Bettye Outlaw, Eleanor Herburger, Ellen Mirson, Mary Waltuck, Roberta Wasif, Marcia Shapiro, Shelley Spar, Bobby Hall, Celina Sondheim, Sandy Shmaryahu, Susan Sennet, Lois Wallenstein, Ann Loiselle, Ardeth Parrish, Elise Popkin, Lynn Roach, Doris Gladstone, Diane Curtis, Gail Moore, Frances Darrow, Trudy Leonard, Adrienne Newell, Judy Silverman, Diane Waitz, Carolyn Goodman, Susan Alpert, Joel Alpert, Randie Groden, Hy Lamb, Linda Lyons, Herbert Silverman, Mollie Sonion, Marjorie Asnes, Phill Chapman, Gail Snyderman, Carol Brown, Bev Palan, Herb Pozner, Jim Testa, Barry Zlotin, Joseph Petrosky, Ilan Fisher, Brian D'Arcy, and Beth Kourafas, Assistant Town Clerk.

At 8:10 P.M. the polls were closed. Total votes were as follows: Precinct 1 - 1976; Precinct 2 - 1975; Precinct 3 - 2010; Precinct 4 - 1865; Precinct 5 - 1982; Total votes cast - 9,808.

The ballots were canvassed according to law by an OPTECH 111-P Eagle Precinct Ballot Tabulator. Results were transcribed on summary sheets and declaration was made by Town Clerk Marlene B. Chused at 8:40 P.M. as follows:

PRECINCT	1	2	3	4	5	TOTAL
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ELECTORS OF PRESIDENT AND VICE PRESIDENT

BADNARIK AND CAMPAGNA	8	8	16	10	8	50
BUSH AND CHENEY	558	578	530	531	591	2788
COBB AND LAMARCHE	8	4	7	2	8	29
KERRY AND EDWARDS	1347	1356	1419	1291	1347	6760
RALPH NADER	4	3	3	6	3	19
WRITE-IN	3	6	1	6	2	18
BLANKS	48	20	34	19	23	144

BARNEY FRANK	1539	1557	1587	1437	1474	7594
CHARLES A. MORSE	315	294	303	309	388	1609
WRITE-IN	1	1	0	2	1	5
BLANKS	121	123	120	117	119	600

KELLY A. TIMILTY	1398	1394	1416	1321	1350	6879
MICHAEL MCCUE	17	11	4	3	6	41
WRITE-IN	5	12	4	5	5	31
BLANKS	556	558	586	536	621	2857

DAVID W. MCCARTER	438	-	-	407	497	1342
JAMES E. TIMILITY	1314	-	-	1244	1271	3829
WRITE-IN	1	-	-	3	3	7
BLANKS	223	-	-	211	211	645

BRIAN A. JOYCE	-	1446	1448	-	-	2894
WRITE-IN	-	8	6	-	-	14
BLANKS	-	521	556	-	-	1077

LOUIS L. KAFKA	1580	1544	1580	1457	1532	7693
ANDREW LONDON	0	0	5	7	6	12
WRITE-IN	5	8	7	4	0	30
BLANKS	391	423	418	397	444	2073

WILLIAM P. O'DONNELL	1358	1338	1354	1276	1343	6669
WRITE-IN	4	7	9	6	5	31
BLANKS	614	630	647	583	634	3108

MICHAEL G. BELLOTTI	1356	1364	1351	1279	1336	6686
WRITE-IN	2	4	7	6	3	22
BLANKS	618	607	652	580	643	3100

JOHN M. GILLIS	973	930	920	844	883	4550
FRANCIS W. O'BRIEN	843	812	873	809	905	4242
WRITE-IN	3	5	6	2	6	22
BLANKS	2133	2203	2221	2075	2170	10802

PRECINCT	1	2	3	4	5	TOTAL
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REGIONAL VOCATIONAL TECHNICAL SCHOOL COMMITTEE SOUTHEASTERN BROCKTON

WINNIFRED E. PETKUNAS	1155	1175	1151	1100	1171	5752
WRITE-IN	3	2	8	3	5	21
BLANKS	818	798	851	762	806	4035

REGIONAL VOCATIONAL TECHNICAL SCHOOL COMMITTEE SOUTHEASTERN FOXBOROUGH

ROBERT A. GIRARDIN	1145	1146	1132	1093	1166	5682
WRITE-IN	3	2	7	2	5	19
BLANKS	828	827	871	770	811	4107

REGIONAL VOCATIONAL TECHNICAL SCHOOL COMMITTEE SOUTHEASTERN MANSFIELD

WILLIAM F. FLANNERY	628	656	570	573	643	3070
ANDREA MICHELI	486	523	592	519	565	2685
WRITE-IN	2	2	3	1	1	9
BLANKS	860	794	845	772	773	4044

REGIONAL VOCATIONAL TECHNICAL SCHOOL COMMITTEE SOUTHEASTERN NORTON

CHRISTOPHER DELEO	626	650	607	565	673	3121
JOHN LUTI	282	307	333	355	351	1628
WRITE-IN	5	4	5	4	2	20
BLANKS	1063	1014	1065	941	956	5039

REGIONAL VOCATIONAL TECHNICAL SCHOOL COMMITTEE SOUTHEASTERN SHARON

MINDY M. KEMPNER	1206	1161	1148	1116	1170	5801
WRITE-IN	5	5	8	7	7	32
BLANKS	765	809	854	742	805	395

QUESTION 1 COMMUNITY PRESERVATION ACT

YES	1130	973	969	908	980	4960
NO	603	796	801	725	766	3691
BLANKS	243	206	240	232	236	1157

Total Registered Voters: 12,241

Percent Voting: 80%

Absentee: 787

Total Votes Cast: 9808

BOARD OF SELECTMEN

Walter "Joe" Roach, Chair
David I. Grasfield
William A. Heitin

Benjamin E. Puritz, Town Administrator
Katherine A. Byrne, Administrative Secretary
Linda V. Morse, Part-time Secretary to the Board

The May election saw William A. Heitin elected to the Board of Selectmen. Following the annual election, as is the custom, the Board reorganized and voted Walter "Joe" Roach Chair, and David I. Grasfield Clerk of the Board.

The year was momentous for the Town of Sharon in many respects. 2004 saw the retirement from the Board of long-term Selectman Norman Katz, whose style and wit were instrumental in building consensus and reaching solutions to otherwise seemingly intractable situations during his twenty-eight-year tenure on the Board. On a somber note, townspeople were deeply affected by the passing of Father Robert W. Bullock, Pastor of Our Lady of Sorrows Church for 26 years, and Frank I. Sullivan, who served for two terms on the Board of Selectmen, was a member of the Warrant Committee from 1959 to 1965, and served on the Friends of the Council on Aging Board from 1990 to 2003; among his many accomplishments were the acquisition of the Community Center property in 1967 and the creation of the Recreation Department in 1968. Both of these true gentlemen were conscientious in their commitment to the betterment of their community in numerous arenas and left a highly-principled legacy of attainment reflected in Sharon's evolving, vibrantly diverse composition and embrace of people from different cultures, ethnicities, and nontraditional lifestyles.

From an economic perspective, there were preliminary indications of improved financial condition and limited recovery from the fiscal traumas of the prior year with modest growth in State Aid and cessation of further reductions in Town personnel levels. The Town continued as a double "AA" community and therefore enjoyed favorable borrowing indebtedness rates regarding long-term financing of capital improvement projects authorized by the voters.

There was continued high activity relative to affordable housing proposals filed under the provisions of state law "Chapter 40 B" known as "Comprehensive Permit" applications. At present there are four formal filings in process ("Estates at Borderland," "Residences at Old Post Road," "King Philip," and "Glendale Village") seeking authorization to construct 360 housing units, of which 25%, or 90 units, are proposed to comply with affordable housing criteria. The Town also engaged in preliminary discussions with Avalon Bay Communities, Inc., which has proposed the development of 156 rental housing units on approximately 27 acres located near Routes 27 and 95 through the State's "Local Initiative Program" (LIP) designed to stimulate the production of affordable housing by fostering

cooperation between municipalities and housing developers. Toward that end, the Board of Selectmen has appointed a five-member Citizens Advisory Committee to represent the neighborhood's interest and perspectives and to generally provide its input to the Selectmen concerning this proposed project. Relative to the "Estates at Borderland" 40B application and the affected Mountain Street property, the Town voted at the October 18th Special Town Meeting to modify its prior vote regarding authorization to expend \$7.5 million to acquire and protect this property in its entirety by adding the phrase "a substantial portion, if not the total acreage" in recognition that the State has declined to financially participate in this endeavor. This Town Meeting action provides greater flexibility to the Town in its ongoing negotiation efforts with the property owner to maximize the preservation of the property through potential limited development options as an alternative to the 250 housing units proposed and pending before the State Housing Appeals Committee as a result of the proponent's appeal of the Board of Appeals Special Permit decision granting 120 housing units. The Town also saw its first filing, entitled "Hunter's Ridge," seeking the Planning Board's endorsement under Conservation Subdivision Design within the Zoning Bylaws, regarding development of property on Huntington Avenue, for fifty-five "age-qualified" freestanding units serving the fifty-five-year-plus population.

In December, the Government Study Committee presented its recommendation, at a Board of Selectmen's meeting, relative to the Town's governance structure by recommending change from Open Town Meeting to a Town Council form. Further input, consideration, and dialogue regarding this proposal are expected to take place early in 2005.

The close of the year brought levels of death and destruction of an overwhelming magnitude from an earthquake and resulting tsunami which struck parts of Asia. As the world community mobilizes massive relief efforts to this area of our increasingly connected world facing a desperate situation far beyond our commonplace experience here in New England, we know that the people of Sharon can be counted on to act with compassion and generosity in providing aid and assistance to help alleviate further human trauma and suffering from the staggering scale of this cataclysmic natural disaster.

Other notable Town events or activities which occurred in 2004 included:

I. Fiscal and Operation

Property tax rate decreased \$0.80 from \$16.38 to \$15.58 valuation per thousand; however, in most cases, property valuation appreciation more than offset the reduction in the tax rate, thereby resulting in average overall actual tax bill increases of approximately 2%. Revenues from all sources for the fiscal year beginning July 1, 2004 are projected to total \$58,254,213, of which just under \$40 million is estimated to be raised from property taxes. Historically, 94% of

property tax revenue is received from residentially classified properties.

Following dramatic increases of more than 78% during the prior three fiscal years, the rate of insurance program employee health and comprehensive property/liability budget allocation growth, while still considerable, moderated to 9% compared with the previous fiscal year.

Voters, at the November 2 general election, adopted, after two prior defeats, the Community Preservation Act, with provisions for a 1% property tax increase, after exclusion of the first \$100,000 in property value. In combination with State matching funds, it is expected that the Town will have available for expenditure in excess of \$500,000 annually, for purposes stipulated in the law including affordable housing; open-space protection; historic preservation; and recreation facilities enhancements.

Priorities Committee, composed of representatives from the Finance Committee, School Committee, and Board of Selectmen, voted unanimously to recommend that Town Meeting allocate a minimum of \$100,000 yearly to the Town's Stabilization Fund in order to accrue reserves for application to adverse and/or unforeseen financial circumstances. It was noted that this action will positively impact the Town's financial standing regarding bond rating consideration by outside agencies.

As advocated by the Council on Aging, joined by the Board of Selectmen and Finance Committee, Town Meeting voted in support of various "Home Rule" petitions with respect to special act state legislation providing for property tax relief and increased exemptions for senior citizens. In response to Sharon's action, in conjunction with similar by numerous communities, the Legislature is actively considering enacting "omnibus" senior citizen tax relief legislation, subject to a "local option" acceptance process mechanism, through either Town Meeting or ballot referendum.

During the late spring the identification of roof system and ceiling structural deficiencies at the Community Center required that the building be closed for public use. More than 28 Council on Aging programs plus special events and more than 40 Recreation Department programs formerly situated in the "Center" have been relocated thanks to the generous accommodation of numerous religious, civic, and nonprofit organizations in the community. Staff offices, including the Recreation Department and Council on Aging, have been temporarily housed in modular units on site through insurance recovery proceeds received to date. The October 18 Town meeting appropriated funds to: (1) temporarily stabilize the building; and (2) for "in-depth" design services to determine renovation alternatives to meet the short and long-term needs of the Town; both of which were in process immediately following said Town Meeting action.

Seventy-four seniors, including six couples, earned property tax credits of up to \$750 by providing 5,575 hours of valuable services through the Town's property tax reduction program at varied departments including the Selectmen's Office, School Department,

Public Library, Fire Department, Commission on Disabilities, Department of Public Works, Board of Assessors, Town Clerk & Elections/Registration, Recreation Department, Health Department, Housing Authority, and Council on Aging.

Participation in the Southeastern Regional Services Group purchase program continued, with savings in office and DPW supplies of \$64,694. Additionally, the Town realized savings averaging \$40,000 per year for the last three years through affiliation with a consortium of municipalities established for procurement of energy supply contracts coterminous with the onset of deregulation.

Employee Suggestion Committee issued an award to Police Officer Harriet Reichert for her suggestion relating to establishing prescheduled fingerprint procedures required for certain licenses or applications, thereby improving the efficiency of departmental operations.

II. Community Participation and Cooperation with Other Departments

Improvement to the Town's emergency communication system, in part through use of grant funds, including interoperability functioning facilitating communication between Town departments, continued to progress with installation of upgraded signal receivers/repeater(s) and communication lines.

After extensive public hearings, a Special Permit was granted by the Board of Appeals to Sprint Communications to install a cellular facility on Sharon Country Club property. The terms of the settlement included situating the cellular "monopole" toward the central portion of the Country Club's property in order to provide maximum separation, in this case over seven-hundred feet, from private residences. Additionally, subsequent to the "Sprint" application, Town Meeting substantially amended the Town's Wireless Communication Bylaw to provide further controls and protection of neighborhoods relative to future siting of such facilities, as permissible by the governing Federal Telecommunications Act. In follow through to input from concerned citizens and discussions at Town Meeting, the Board of Selectmen's Office solicited proposals, reliant on and incorporating provisions of the aforementioned Wireless Communication Bylaw revisions, from consultants for preparation of a Comprehensive Wireless Facilities Plan, expected to be completed in 2005.

The Town's integrated financial software program "MUNIS" servicing all departments while providing "in-house tax billing" and "on-line" customer access to property appraisal data was fully implemented.

Utilization of the Town's web page (townofsharon.net) continues to grow receiving more than 100,000 visits which generated in excess of 825,000 "hits" this past year. Information readily obtainable from the site includes expanded financial data; meeting schedules and minutes; programs and community events; youth recreation schedules and ever popular, closely-followed league standings.

Sharon continued to have an interest in affiliating with the proposed Norfolk County Emergency Dispatch System in recognition of the potential for increased operational efficiencies resulting from regionalization of these functions. Action regarding this subject was deferred in 2004 awaiting resolution of outstanding statutory and organizational issues at State and County levels.

Following hearings before the Board of Selectmen and consultation with the Recreation Advisory Committee, Sharon's Dog Park, situated within Deborah Sampson Park complete with mulch, fencing, and hydrant for "marking," came to fruition thanks to the tireless efforts of the volunteer "Friends of the Sharon Dog Park," combined with privately raised funds, supplemented by assistance from the Recreation Department and Department of Public Works. After tremendous effort and energy expended by the nonprofit Sharon Teen Center Board involving extensive fundraising and securing a commitment from the Hockomock Area YMCA to assume operation of the "Teen Center," plans to relocate the 225-year-old "Colonel Ezra Morse House" a.k.a. "Little House" for use as a Teen Center on Deborah Sampson property were abandoned when excavation in preparation for relocation revealed that, structurally, the "house" was "too far gone" to be moved. The Teen Center Board and its numerous supporters throughout the community, while initially disappointed with the inability to preserve the "Little House," were heartened that virtually all funds received through donations will continue to be available and applicable to a future Teen Center proposed for the same site in Deborah Sampson Park.

Staff from various departments participated in the annual Employee Development Day program, which included a seminar on "Dealing with Adversity through Stress Management and Humor in the Workplace" and a visit to the "Rock Ridge" and "Tisdale" historic cemeteries with informative commentary provided to the appreciative attendees by Historical Society member Shirley Schofield and Eleanor Yarmarkt, Superintendent of Borderland State Park

"Square Jam X," Sharon's annual summer improvisational event featured the second appearance of legendary blues artist "James Montgomery" and return of long-standing opening act "Four on the Floor," who both received an enthusiastic reception from the energized assembled crowd in the Square, which in keeping with the "street fair" atmosphere, was closed to traffic during the event.

The Town was again designated as a "No Place for Hate Community" in recognition of diversity and tolerance advocacy programs advanced by the Affirming Diversity Committee, including the annually much anticipated Martin Luther King Day celebration program held at the overflow attended Community Center.

In response to requests from the Community, the period of operation for the Memorial Park Beach was extended, on a trial period, to early November. As lifeguards are not on site after Labor Day, use of the beach area beyond that date is on an "at your own risk" basis. Preliminary indications are that many residents took advantage of the extended season and the landscaping/pathway enhancements accomplished

during the most recent phase of the park improvement program. Related to the above, the Board of Selectmen enthusiastically endorsed the Rotary Club's centennial project to create a picnic area in 2005 behind the bandstand at the Memorial Beach. Town resources, technical and equipment support continued to be provided to the Beech Tree Park Committee with respect to the progressing phased creation of Beech Tree Park, located adjacent to the Memorial Park Beach on the shores of Lake Massapoag. The "Geese Peace" Canada Goose humane population control reduction program administered by the Recreation Department including "egg oiling" and deterrent patrol by "Roy," the wonder dog border collie, continued with beneficial effect.

Plans for a "sign board" directory proposed by Boy Scouts Troop 95 to be placed at three entrances to the Town (Cobb's Corner, South Main Street, and Route 27) were approved in concept by the Board of Selectmen. The purpose of this community betterment project is to consolidate the display of signs and improve visual aesthetics upon entering the Town. Completion of this undertaking is slated to occur in 2005.

Outreach and coordination between the Board of Selectmen, various Town Committees, and the citizenry continued to expand. As a case in point, the Selectmen in conducting their annual review of the Board's policies voted to modify the policy governing "Committee Appointments," in accordance with suggestions provided by a resident regarding explicitly valuing prior service for reappointments consideration. Also noteworthy were a series of meetings with the Planning Board regarding proposed economic development and affordable housing creation strategies including submission of a "Smart Growth Demonstration Initiative" grant application late in the year; and the Board of Appeals, with Conservation Commission representatives, as appropriate, relative to pending and proposed Comprehensive Permit affordable housing applications, cellular facility siting, and preservation of open space. The Selectmen also held several open forums specifically inviting neighborhood participation concerning proposals for use of portions of Deborah Sampson Park/former Sacred Heart Dormitory for a Dog Park (former horse rink area), Teen Center site (adjacent to skate board area), and temporary staging area for construction materials regarding the Main Street improvement construction project (Cedar Street side of dormitory); installation of a "maintenance binder" on an unpaved 1,300 foot section of Mountain Street; and the Norwood/High Plain/Edge Hill area regarding the previously noted Avalon Bay Communities, Inc., proposed Local Initiative Program (LIP) affordable rental housing proposal. Additionally, prior to considering increasing fees for use of Recreation facilities or the costs of disposing certain non-acceptable waste, as defined per Town Bylaw, in accordance with the vote of Town Meeting, advance notice of same were provided on cable television and via public hearings.

III. Planning, Environmental, and Facility Improvements and Ongoing Projects

Construction of the long-planned and much anticipated Main Street construction project commenced in the spring on the South Main Street portion of this \$7.5 million two-year, state-funded project. The scope of work includes reconstruction and safety improvements of five miles of road with sidewalks and in the downtown Post Office Square section "gateway signage," 81 period style street lights, 100 street trees, 300 shrubs, historic style street furniture, granite treatment of two large concrete planters, creation of a "mini-park" appropriate for outdoor dining, and installation of 26,000 square feet of brick walkways for a third of a mile on Main Street from the Town Offices to School Street. Design work advanced regarding movement of the Edge Hill/High Plain signalization project, expected to be constructed in 2005, and ongoing planning for the Bay Road, Massapoag Avenue, and Route 27 roadway-improvement projects. Through Police Department and DPW collaboration, improved Railroad Station area traffic-circulation pattern and solar-powered message board signage were "trailed" during the summer, determined to be successful, and therefore permanently instituted.

Wilber School saga continued with the fall appointment of a twelve-member Redevelopment Committee, by the Board of Selectmen, charged with recommending proposed uses for the building "including but not limited to governmental uses, uses resulting from public-private partnerships, or use as a municipal building." The Redevelopment Committee has held frequent meetings during its evaluation phase of existing feasibility studies and architectural reports of proposed uses for the Wilber School building. The Committee is scheduled to present a report and its recommendations to the upcoming Annual Town Meeting.

Fall Town meeting, held on October 18-19, 2004, approved funding for "supplementing existing design plans . . . for a Senior Center" for the Council on Aging to be located on the former Sacred Heart property; establishment of a "Mixed Use Overlay District" for projects in the Town Center promoting . . . "mixed use development in accordance with the principles of 'smart growth' which includes increasing the availability of affordable housing, and providing for distinctive, attractive village settings while fostering economic revitalization of the Town Center"; and passage of general and related zoning bylaws regarding control of storm-water discharges in compliance with federal government requirements.

Water-main upgrades on Edge Hill Road and Morse Street were accomplished per capital plan schedule, and new source exploration efforts continued in conjunction with input provided from the Water Management Advisory Committee. A thirty-acre parcel, off Maskwonicut Street near the Town's largest volume production well, was acquired as a back-up well relocation site and for source protection purposes from the MBTA for \$790,000 through Water Department revenues. The initiation of the pilot phase of the automated water meter radio remote read system was delayed due to continuing proposed system technical configuration evaluation and associated procurement matters. As in prior years, due to citizen compliance with stringent outside

watering restrictions effective April 1 to September 30, sufficient water pressure was maintained for necessary firefighting purposes.

Final phase of Railroad Parking improvements consisting of resurfacing and environmentally protective drainage systems occurred in the fall. The acquisition of the former "Sharon Auto Body" property from the State by the Town for commuter parking use progressed with completion of this transaction anticipated during the first quarter of the coming year.

Local Emergency Planning Committee's (LEPC) Emergency Response program and simulated capability demonstration exercise provisional application was submitted to the Department of Homeland Security. The purpose of the above is to ensure that "effective communication and responsibilities are determined 'pre-event' (i.e., acts of nature, power outage, train derailment, bio-terrorism or even influenza vaccine shortage.)" Employees were also trained regarding HazMat awareness level including provision of each town vehicle with a hazardous material identification book.

Annual Household Hazardous Waste Collection Day, administered by the Department of Public Works, this year featured no-charge expanded acceptance of small appliances, produced a record high level of environmentally responsible citizen participation, as 513 resident vehicles were counted at the DPW facility waste collection site. Materials collected filled one twenty-yard roll-off in addition to electronic, automotive materials, and mercury-bearing items received destined for proper disposal in accordance with environmental regulations.

The Trustees of Reservations, a Massachusetts based nonprofit organization supported by 40,000 members committed to environmental conservation, announced that it will be relocating its administrative headquarters to the 247-acre Moose Hill Farm made available this year through donation by the Kendall Trust. The Trustees have preserved more than 53,000 acres in Massachusetts and will be developing a protective management plan for the Moose Hill Farm expected to incorporate sustainable agriculture and other innovative land management practices.

The Town was saddened by the death of former Personnel Board member and Chair Robert "Bob" Powers. "Bob" served his community well and cared intensely about the Town's well being. The Board also notes the following Sharonites serving with distinction on active status with our country's armed forces and wishes them a speedy and safe return to their loved ones and the community:

Lt. Colonel Peter Badoian	Joint Forces Command
Chief Ronald Bergeron	U.S. Navy
SPEC 4 TH Benjamin Bradley	U.S. Army
SPEC 4 TH Adam Connell	U.S. Army
Ensign Amanda de Martin	U.S. Navy
Major Francis Doiron	U.S. Air Force
Ensign Katie Douglas	U.S. Navy

1st Lt. Michael Grahn	U.S. Air Force
FC3 David Renke	U.S. Navy
SPEC 4 TH Chris Rehrey	U.S. Army
Sgt. Ronald Stanfield	U.S. Army
CW2 Samantha Taber	U.S. Army
Lance Corporal Thomas Van Pelt	U.S. Marine

The Board of Selectmen welcomes citizen input and participation and toward that end citizens are encouraged to contact the Selectmen's Office or any Board member with questions, concerns, or suggestions. Most important, the Board wishes to express its gratitude to residents who have generously given their time in service to their community in 2004. Their invaluable assistance and support are greatly appreciated and relied upon in our collective efforts to best serve the Town's interest.

Finally, just desserts for the persevering reader of this comprehensive, admittedly lengthy, annual commentary, as no report of the year 2004 would be complete without special mention that after 86 years, "hell hath frozen ovah," as members of Red Sox Nation rejoiced in eight consecutive post season victories by the self-proclaimed band of "Idiots" including, especially savored, four straight wins over the "Evil Empire" New York Yankees, after being down 3-0 in the American League Championship Series, followed by a four game sweep of the Saint Louis Cardinals to clinch the 2004 World Series Championship. How sweet it was . . . at long last! On to 2005 ("in Theo we trust")!

TOWN CLERK

MARLENE B. CHUSED
BETH A. KOURAFAS - ASSISTANT TOWN CLERK
LYNNE M. CALLANAN - SECRETARY

VITAL STATISTICS

	<u>2004</u>	<u>2003</u>	<u>2002</u>	<u>2001</u>
BIRTHS RECORDED				
MALE	91	82	82	83
FEMALE	87	74	89	76
TOTAL	178	156	171	159
MARRIAGES RECORDED	65	62	61	61
DEATHS RECORDED				
MALE	54	57	55	60
FEMALE	54	73	66	58
TOTAL	108	130	121	118

2004 POPULATION 17,739

VOTER REGISTRATION

REGISTRARS: GEORGE B. BAILEY, ANNE M. CARNEY,
MARLENE B. CHUSED, RONALD P. ROGERS

Prec.	Democrat	Green Party	Green Rainbow	Inter 3 rd Party	Lib.	Reform	Republican	Socialist	Unenrolled	Total
1	997	0	6	0	10	0	197		1183	2393
2	833	0	2	1	4	1	202		1307	2350
3	783	0	3	0	6	0	222		1425	2439
4	771	1	1	2	6	1	190		1301	2272
5	758	0	2	1	5	0	260	1	1379	2407
Totals	4142	1	14	4	31	2	1071	1	6595	11861

TOWN OF SHARON
 COMBINED BALANCE SHEET - ALL FUND TYPES AND ACCOUNT GROUPS
 YEAR ENDED JUNE 30, 2004

	Governmental Fund Types		Capital Projects	Proprietary Fund Type Enterprise	Fiduciary Fund Type Trust & Agency	Account Group Long-Term Debt	Total Memorandum
Assets	General	Special Revenue					
Pooled Cash	(9,798,357.48)	5,204,733.44	4,053,424.61		540,199.43		-
Cash	18,905,590.36						18,905,590.36
Petty Cash	607.37						
Checkin account					345,073.53		
Receivables:							
Real Estate	922,736.67						922,736.67
Personal Property	22,206.15						22,206.15
Tax foreclosures	113,697.68	10,284.06					123,981.74
Tax Title receivable	639,048.69						639,048.69
Water charges receivable							-
Ambulance liens		72,039.39					72,039.39
Water liens		10,156.10					10,156.10
Betterments							-
Motor Vehicle excise & other excise	215,581.30	757,902.46					973,483.76
Departmental & other	1,650.00						1,650.00
Intergovernmental							-
Allow for abatements & exemptions	(820,608.19)	369,742.77					(820,608.19)
Due from State							369,742.77
Bonds Authorized						3,417,056.00	3,417,056.00
Bonds Authorized/Unissued						(3,417,056.00)	(3,417,056.00)
Amount to be provided for payment of long-term obligations						43,302,296.71	43,302,296.71
Total Assets	10,202,152.55	6,424,858.22	4,053,424.61	0.00	885,272.96	43,302,296.71	64,868,005.05

Town of Sharon - June 30, 2004

	Governmental Fund Types		Capital Projects	Proprietary Fund Type Enterprise	Fiduciary Fund Type Trust & Agency	Account Group Long-Term Debt	Total Memorandum
	General	Special Revenue					
Liabilities and Fund Equity							
Liabilities							
Warrants Payable	210,764.98	28,792.45					239,557.43
Accrued payroll and withholdings	178,933.39				(77,661.86)		101,271.53
Anticipation notes payable		71,553.39					71,553.39
Res for Uncollected Betterments		486.00					486.00
Res for Uncollected Interest		369,742.77					369,742.77
Deferred Rev Due from State		778,342.62					1,872,654.92
Deferred Revenue	1,094,312.30						1,094,312.30
Deposits held in custody	164,457.17						164,457.17
Other Liabilities							
Accrued liabilities							
General Obligation bonds						43,302,296.71	43,302,296.71
Total Liabilities	1,648,467.84	1,248,917.23	-	0.00	(77,661.86)	43,302,296.71	46,122,019.92
Fund Equity							
Fund Balance:							
Reserved:							
Reserved for encumbrances	725,480.40	618,525.78			285,118.62		1,629,124.80
Reserved for continuing appropriation	3,229,996.96	199,525.93					3,429,522.89
Reserved for expenditures	1,549,807.00	2,146,669.00					3,696,476.00
Reserved for appropriations							
Reserved for Petty Cash	607.37						
Unreserved:							
Appropriation deficit							
Undesignated	3,047,792.98	2,211,220.28	4,053,424.61		677,816.20		9,990,254.07
Total Fund Equity	8,553,684.71	5,175,940.99	4,053,424.61		962,934.82		18,745,985.13
Total Liab & Fund Equity	10,202,152.55	6,424,858.22	4,053,424.61	0.00	885,272.96	43,302,296.71	64,868,005.05

TOWN OF SHARON
COMBINED STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND EQUITY
YEAR ENDED JUNE 30, 2004

	Governmental Fund Types		Capital Projects	Proprietary Fund Type	Fiduciary Fund Type Trust & Agency	Account Group Long-Term Debt	Total Memorandum
	General	Special Revenue		Enterprise			
Revenues							
Property Taxes	38,972,270.83						38,972,270.83
Excise Taxes	2,304,803.01						2,304,803.01
Other Taxes	51,197.00						51,197.00
Penalties & Interest	265,479.18						265,479.18
In Lieu of Taxes	14,705.57						14,705.57
Licenses and Permits	262,092.07						262,092.07
Fees	115,605.32						115,605.32
Departmental	315,697.42						315,697.42
Fines	93,179.21						93,179.21
Intergovernmental - State	8,276,208.38	2,883,707.95					11,159,916.33
Intergovernmental - Federal		10,000.00					10,000.00
User Charges	40,968.56						40,968.56
Other	310,896.55	4,540,607.67			7,136,554.89		11,988,059.11
Total	51,023,103.10	7,434,315.62	0.00	0.00	7,136,554.89	0.00	65,593,973.61
Expenditures							
General Government	1,523,800.26	11,672.46	197,904.30		6,694,970.86		8,428,347.88
Public Safety	4,003,944.92	200,770.43					4,204,715.35
Education	29,094,019.98	4,179,175.58	5,050,967.40		70,574.97		38,394,737.93
Public Works	2,228,366.70	2,739,078.33			507,360.16		5,474,805.19
Human Services	398,024.78	20,015.60					418,040.38
Culture & Recreation	984,335.69	272,217.60					1,256,553.29
Debt Service	7,528,118.81						7,528,118.81
Intergovernmental	583,678.00						583,678.00
Non-departmental	6,757,630.37						6,757,630.37
Total	53,101,919.51	7,422,930.00	5,248,871.70	0.00	7,272,905.99	0.00	73,046,627.20

Excess of Revenue over Expenditures	(2,078,816.41)	11,385.62	(5,248,871.70)	0.00	(136,351.10)	0.00	(7,452,653.59)
Other Financing Sources							
Proceeds from Borrowing	1,550,000.00		13,990,000.00				15,540,000.00
Transfers In	498,492.00	100,506.14					598,998.14
Transfers Out	(50,506.13)	(498,492.00)			(50,000.00)		(598,998.13)
Total	<u>1,997,985.87</u>	<u>(397,985.86)</u>	<u>13,990,000.00</u>	<u>0.00</u>	<u>(50,000.00)</u>	<u>0.00</u>	<u>15,540,000.01</u>
Excess of revenues and other financing sources over expenditures and other uses	(80,830.54)	(386,600.24)	8,741,128.30	0.00	(186,351.10)	0.00	8,087,346.42
Beginning Fund Equity	8,670,373.50	5,562,541.23	(4,687,703.69)		1,268,619.87		10,813,830.91
Auditors Adjustment	<u>(35,858.25)</u>						<u>(35,858.25)</u>
Adjustments					(119,333.95)		(119,333.95)
Ending Fund Equity	<u>8,553,684.71</u>	<u>5,175,940.99</u>	<u>4,053,424.61</u>	<u>0.00</u>	<u>962,934.82</u>	<u>0.00</u>	<u>18,745,985.13</u>

June 2004

TOWN ACCOUNTANT

Joan Leighton, Town Accountant
Eileen Generazzo, Assistant Town Accountant

Patricia MacDougal, Accounting Secretary
Patricia Walker, Accounting Secretary

TABLE OF FIXED DEBT
June 30, 2004

BANK	LOAN/DATE	AMOUNT	RATE	MATURITY	OUTSTANDING June 30, 2004	PRINCIPAL Due FY05	INTEREST Due FY05	DEBT
B.	Municipal Purpose Loan Jan. 15, 1994 (1499-012)	6,270,000.00	VAR.	7/15/13	2,500,000.00	250,000.00	115,562.50	115
B.	Municipal Purpose Loan Feb. 1, 1995	5,922,000.00	VAR.	2/1/13	1,855,000.00	240,000.00	110,742.50	116
B.	Municipal Purpose Loan Dec. 1, 1995 (1499-013)	2,413,000.00	VAR.	12/1/05	285,000.00	180,000.00	8,827.50	117
C.	Municipal Purpose Loan Dec 15, 1996 (1499-014)	2,775,000.00	VAR.	12/15/06	200,000.00	100,000.00	9,200.00	118
D.	Municipal Purpose Loan Jan. 15, 1998 (1449-015)	8,870,000.00	VAR.	1/15/18	4,695,000.00	475,000.00	199,212.50	119
E.	Municipal Purpose Loan Mar. 15, 1999	8,895,000.00	VAR.	3/15/18	5,340,000.00	425,000.00	237,752.50	120
F.	Municipal Purpose Loan Mar. 15, 2000	3,270,000.00	VAR.	3/15/11	1,110,000.00	170,000.00	55,500.00	121
G.	Septic Loan Dec. 9, 1998	200,000.00	0%	8/1/18	163,060.00	11,112.25	0.00	122
G	Septic Loan Oct. 6, 1999	200,000.00	0%	8/1/19	184,236.71	11,125.00	0.00	123
F	Municipal Purpose Loan May 1, 2001	3,790,000.00	VAR.	5/1/10	1,840,000.00	650,000.00	77,300.00	124
A	Municipal Purpose Loan May 1, 2002	13,700,000.00	VAR.	5/1/21	10,640,000.00	1,500,000.00	459,610.00	125
F	Municipal Purpose Loan September 15, 2003	13,990,000.00	VAR.	3/15/22	12,940,000.00	1,000,000.00	473,742.50	126
F	Municipal Purpose Loan November 13, 2003	1,550,000.00	VAR.	11/15/08	<u>1,550,000.00</u>	<u>310,000.00</u>	<u>31,775.00</u>	127
TOTALS					43,302,296.71	5,322,237.25	1,779,225.00	

Bank
Codes A.=UBS Paine Webber
B.=State Street Bank & Trust Co.
C.=Fidelity Capital Markets
D.=Fleet
E.=BankBoston

F=Corby North Bridge Securities
G.=MA Water Pollution Abatement Trust

Office of the Collector

Robert J. Uyttebroek, Town Collector
Elizabeth A. Siemiatkaska, Assistant Collector
Patricia A. Morrison, Collections Supervisor
Caryl D. Antonio, Bookkeeper
Patricia T. Lesco, Bookkeeper

Office of the Treasurer

Robert J. Uyttebroek, Town Treasurer
Judith K. Doo, Assistant Treasurer
Sharon W. Collins, Payroll Supervisor

Department of Data Processing

Robert J. Uyttebroek, Manager of Information Technology
Donald P. Hillegass, Systems Administrator
Barry R. Zlotin, Technical Support Specialist

The Office of the Collector is responsible for the collection of all taxes and excises assessed by the Board of Assessors, and usage fees assessed by the Water Department, and School Departments. The Office also properly records and accounts for all funds received. On the occasion of a tax delinquency, the Office prepares and processes tax takings.

The Office of the Treasurer receives all Town revenues according to departmental turn-in schedules. The Office properly accounts for these receipts to the Town Accountant and the investment of these funds. The Office distributes all disbursements to Town employees and vendors. The Office processes payroll for over 800 employees and administers all employee benefits. The Office is responsible for the planning, negotiations, and settlement of all temporary and permanent debt.

The Department of Data Processing maintains the operation of all computer hardware and peripherals, and sustains and administers the various software programs that support the financial / budgetary, collections, assessed valuations, property records, and water usage. It maintains the Town's internet site and e-mail accounts. The Department creates applications to support other activities as needed within the Town.

Temporary Borrowings Issued in FY04:
None to report.

Permanent Debt Issued in FY04:

	<u>Amount</u> <u>Authorized</u>	<u>Amount Issued</u>	<u>Date of</u> <u>Maturity</u>	<u>Net Interest</u> <u>Costs</u>
Authorized on December 3, 2001				
School Committee				
East Elementary School Rehabilitation	\$12,000,000	\$12,000,000	15-Mar-22	\$4,685,032
Authorized on May 14, 2002				
Board of Selectmen				
Wilber Municipal Building Designs	\$175,000	\$175,000	15-Mar-08	\$10,478
Council on Aging				
Mini-bus	\$56,000	\$56,000	15-Mar-07	\$2,143
Data Processing				
MUNIS Software & Conversion	\$285,000	\$285,000	15-Mar-07	\$11,556
Fire Department				
Protective Equipment	\$28,600	\$28,000	15-Mar-07	\$1,071
Police Department				
Vehicles	\$60,000	\$60,000	15-Mar-07	\$2,296
Public Works Department				
Sidewalks & Roads	\$630,000	\$630,000	15-Mar-08	\$31,838
Equipment	\$164,000	\$164,000	15-Mar-07	\$6,276
	\$794,000	\$794,000		\$38,113
Recreation Department				
Memorial Beach Improvements	\$50,000	\$50,000	15-Mar-12	\$11,041
Memorial Beach Building Rehabilitation	\$10,000	\$10,000	15-Mar-12	\$2,252
Equipment	\$37,500	\$37,000	15-Mar-07	\$1,520
	\$97,500	\$97,000		\$14,814
School Committee				
Classroom Rehabilitation @ HS	\$30,000	\$30,000	15-Mar-17	\$7,562
Student Furniture	\$50,000	\$50,000	15-Mar-17	\$12,604
Technology Plan	\$108,000	\$108,000	15-Mar-17	\$27,223
Classroom Rehabilitation @ CSS	\$12,000	\$12,000	15-Mar-17	\$3,025
Roof Repairs @ MS	\$70,000	\$70,000	15-Mar-17	\$17,645

	<u>Amount</u> <u>Authorized</u>	<u>Amount Issued</u>	<u>Date of</u> <u>Maturity</u>	<u>Net Interest</u> <u>Costs</u>
Pressure cookers @ HS	\$22,000	\$22,000	15-Mar-17	\$5,546
HVAC Repairs @ MS & EES	\$10,000	\$10,000	15-Mar-17	\$2,521
Office Rehabilitation @ ADMIN	\$27,000	\$27,000	15-Mar-17	\$6,806
TV's & VCR's @ HS	\$16,000	\$16,000	15-Mar-17	\$4,033
Ventilation Repairs @ MS	\$18,000	\$18,000	15-Mar-17	\$4,537
Security System @ MS	\$80,000	\$80,000	15-Mar-17	\$20,166
Vehicles	\$52,000	\$52,000	15-Mar-17	\$13,108
	<hr/> \$495,000	<hr/> \$495,000		<hr/> \$124,776
Total Issue:	<hr/> \$13,991,100	<hr/> \$13,990,000		<hr/> \$4,890,279

Authorized on May 19 & 20, 2003

Board of Assessors

Photography Services	\$19,000	\$19,000	15-Nov-08	\$1,359
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Fire Department

Plymovent Exhaust System	\$49,500	\$49,000	15-Nov-08	\$3,504
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Police Department

Communications Evaluation	\$30,000	\$30,000	15-Nov-08	\$2,145
Communications Upgrade	\$390,000	\$150,000	15-Nov-08	\$10,725
Vehicles	\$60,000	\$60,000	15-Nov-08	\$4,290
	<hr/> \$480,000	<hr/> \$240,000		<hr/> \$17,160

Public Works Department

Equipment	\$109,000	\$109,000	15-Nov-08	\$7,794
Road Maintenance	\$530,000	\$530,000	15-Nov-08	\$37,895
	<hr/> \$639,000	<hr/> \$639,000		<hr/> \$45,689

Recreation Department

Memorial Beach Improvements	\$20,000	\$20,000	15-Nov-08	\$1,430
Community Center Improvements	\$15,000	\$15,000	15-Nov-08	\$1,073
	<hr/> \$35,000	<hr/> \$35,000		<hr/> \$2,503

School Committee

	<u>Amount</u> <u>Authorized</u>	<u>Amount Issued</u>	<u>Date of</u> <u>Maturity</u>	<u>Net Interest</u> <u>Costs</u>
Classroom Furniture	\$100,000	\$100,000	15-Nov-08	\$7,150
Kitchen Equipment @ HS	\$25,446	\$25,000	15-Nov-08	\$1,788
Special Education Mandates @ CES & HES	\$28,000	\$28,000	15-Nov-08	\$2,002
Infra-structure Repair & Replacement @ MS	\$130,000	\$130,000	15-Nov-08	\$9,295
Computers @ HES	\$50,000	\$50,000	15-Nov-08	\$3,575
Computers @ MS	\$50,000	\$50,000	15-Nov-08	\$3,575
Computers @ HS	\$50,000	\$50,000	15-Nov-08	\$3,575
Networking Supplies & Materials	\$25,000	\$25,000	15-Nov-08	\$1,788
School Security & Communications @ HS	\$60,000	\$60,000	15-Nov-08	\$4,290
System-wide Transportation	\$51,000	\$50,000	15-Nov-08	\$3,575
	\$569,446	\$568,000		\$40,613
Total Issue:	\$1,791,946	\$1,550,000		\$110,826

BOARD OF ASSESSORS
Paula B. Keefe, M.A.A., Chairman
Richard B. Gorden
Ellen W. Abelson, M.A.A.

Mark J. Mazur, M.A.A., Administrative Assessor
Mary A. Hall, Administrative Assistant
Martha Lurie, Senior Clerk

ASSESSED VALUE OF TAXABLE PROPERTY	Fiscal 2005	Fiscal 2004
Real Estate	2,529,392,100	2,360,037,700
Personal Property	37,827,900	35,243,400
Total	2,567,220,000	2,395,281,100

REAL ESTATE EXEMPT FROM TAXATION	209,022,200	204,581,200
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FIVE YEAR SUMMARY

Fiscal Year	Valuation	Total Appropriation	To be raised by Taxation	Tax Rate
2001	1,637,738,800	44,012,119.14	28,562,164.67	17.44
2002	1,713,931,700	46,549,894.23	30,593,680.85	17.85
2003	1,879,110,300	52,734,334.04	36,567,486.43	19.46
2004	2,395,281,100	55,611,762.63	39,234,704.41	16.38
2005	2,567,220,000	58,254,212.70	39,997,287.59	15.58

During fiscal 2004, the Board of Assessors held twenty-five meetings. The Board granted 1,124 motor vehicle abatements, acted on one hundred and twenty nine applications for real estate or personal property abatement and approved the following exemptions for fiscal 2004:

Clause	Number Granted	Tax Dollars Exempted
17D(Surv.Spouse)	10	\$2,975.00
18(Hardship)	4	12,351.34
22(Veterans)	105	50,790.96
22A(Veterans)	3	2,550.00
22E(Veterans)	10	10,723.88
37(Blind)	10	7,638.77
41C(Elderly)	40	30,025.90
42(Surv.Sp.Police)	1	5,295.65
Paraplegics	<u>1</u>	<u>5,233.41</u>
Totals	184	\$127,584.91
41A Deferred Taxes	13	52,678.41

Sharon Public Schools

School Committee

Andrew Nebenzahl, Chair

Suzanne Peyton, Vice Chair

Mitchell Blaustein, Jane Furr, Donald Gilligan, Sam Liao

Claire W. Jackson, Superintendent

Barbara J. Dunham, Assistant Superintendent

for Finance and Administration

Mission Statement

The Sharon Public Schools, in partnership with the community, has as its mission the responsibility to prepare students to live in a rapidly changing society. Together we will provide an environment that maximizes the student's academic, artistic, social, emotional, and physical development. This atmosphere will encourage each individual to develop the skills and sensitivity for living effectively and responsibly.

The 2004 school year marks the accomplishment of many of the School Committee's stated goals for the year. Cottage and East Street Schools have been substantially completed and major efforts to improve curriculum and instruction are fully under way. As related to budget, this year was the least restrictive among the past three years; while no new positions were added, no additional positions were cut.

During the spring and summer, the School Committee and Superintendent evaluated progress related to the goals set in 2003 and set new objectives for 2004. The eight overarching goals are included below. For greater detail, please see the Sharon Public Schools' Web site: www.sharonpublicschools.com

1. Educational/Instructional Leadership Goal: to strive to become the first-ranked school district in the U.S. by making continuous measurable improvement on an annual basis.

The Sharon Public Schools Learning Standards K-12 in Mathematics, English, History and Social Studies and Science, the Arts and Physical Education have been completed and are published on the Sharon Public Schools Web site. The standards provide a framework for teachers, parents and students to guide their understanding of what teachers expect students to know, understand and be able to do at the end of each school year.

Coordinators and teachers at the Middle School analyzed the MCAS results in science and mathematics in an effort to raise scores in those two areas. In addition, department coordinators Gayle Logan and Joan LaCroix have enlisted a data analysis group from Boston College to help identify specific areas for improvement. They are working together to build stronger curriculum for both subject areas.

Physics, as a foundation course, was introduced in the ninth grade

this year. Based on research that suggests that an understanding of the principles of physics facilitates a mature understanding of other sciences and encourages the study of advanced physics, the School Committee voted this change last year.

Chinese language study continued in each of the schools this year, extending the program into grades 3, 4, 6, and 10. The Freeman Foundation has agreed to fund the program for one additional year beyond this year. At the end of 2006, the School Committee is expected to advocate for support for the program with the community.

Two of the Special Education programs formerly housed at Heights have been successfully relocated to East and Cottage. Students and teachers have adjusted nicely to their new surroundings and the faculty is working closely with parents to ensure full integration of SPED and regular education.

2. Policy Development Goal: to review and revise the School Committee Policy Manual on a continuous basis.

School Committee members reviewed and voted policies on kindergarten entrance age, field trips, rental fees, home schooling, lost books, student absences and tardiness, and public gifts to the schools. They continue to review policy issues regarding class size, student handbooks, and meeting formats.

3. Financial Management Goal: to continue to refine the budgeting function and financial planning.

Over the past year, the school finance office and the town accounting office have completed the implementation of the MUNIS accounting system that centrally manages both school and town budgets. The School Budget is now linked to the MUNIS system. The School Committee uses the information to track quarterly reports and to plan programming and staffing.

The Sharon Education Foundation funded over \$10,000 in teacher professional development grants for the second year. These grants enable teachers to engage in professional research activities that enhance their teaching.

4. General Management/Management of Personnel Goal: to review administrative structure, responsibilities, and salaries; to improve the quality of teaching and learning on a continual basis, to negotiate the teacher contract successfully.

Sam Liao, Mitch Blaustein, and Andy Nebenzahl, representing the School Committee, completed contract negotiations with the Sharon Teachers' Association resulting in salary increases of 0/2, 2/2, and 3.25 percent over three years. This contract extends through June 2006.

5. Facilities Goal: to review and update the long-range building plan.

Elementary students entered the newly completed East/Alternative

School in September. The Principal, the Director of Maintenance, and the Standing Building Committee are working closely with architects and project management to make the final adjustments and complete the punch list.

Over the summer, Mr. Wertz, Director of Maintenance and Operations, successfully completed the project to abate asbestos at the Middle School, the first step in a series of repairs and renovations that are needed. Planning has begun for the repair or replacement of the heating system, roof and windows that has been delayed because of changes in State governance related to school building. These plans are currently under review by the Sharon Standing Building Committee and the Capital Outlay Committee. Sam Liao and Jane Furr represent the School Committee on the Capital Outlay Committee while Donald Gilligan serves on the Standing Building Committee. Each advocate for those needs determined to be the highest priorities for the schools. Again this year, repair of the Middle School HVAC, roof and windows has taken the highest priority.

6. Community Relations Goal: to ensure that other Town Committees and the general public are adequately and correctly informed through improved dissemination of information.

The School Committee has actively sought to improve collaboration with other Town committees. Significant progress has been made on sharpening the focus of the Priorities Committee while expanding the members' understanding of the details of the school department budget.

7. School Committee Relations Goal: to clarify the roles and responsibilities of the School Committee and the Superintendent.

The School Committee continues to explore better ways to improve their efficacy, to work together and to work with the schools and the community to develop meaningful policies. This year, they will continue to review data regarding disciplinary incidents to explore the feasibility of relating these data to policy.

8. Summary Long-Term Goals That Extend Beyond 2004-2005: to continue to support the study of second languages in the elementary schools; to broaden the music program to include orchestral music, to implement a facilities asset management database to enhance facilities management and maintenance.

The School Committee continues to explore how to fully integrate second language learning into the elementary schools although the Freeman Foundation has generously agreed to extend our Chinese language grant one additional year through 2005-2006. We have developed a plan to begin to open the door to stringed instruments in the elementary schools, broadening the music program to include orchestral music. We have purchased facilities management software and will soon complete the training required to use it effectively on a regular basis.

As always, the most important goal of the School Department is to

improve and enhance teaching and learning in the Sharon Public Schools. At the time of this writing, the Town is once again envisioning a maintenance of effort budget, the third level-funded or maintenance of effort budget in as many years.

POLICE DEPARTMENT

Joseph S. Bernstein, Chief of Police

For the thirteenth time I am reporting on the activities and accomplishments of the Police Department. Every year we must adjust and adapt to local and national influences. The events of September 11, 2001, and ensuing actions in Afghanistan and Iraq continue to have a tremendous impact on the law enforcement community. Whether it is the continued threat of terrorist acts, economic impact to local law enforcement budgets at most critical times, or loss of personnel due to economics or military activation; the members of the Sharon Police Department remain committed and attentive to the responsibilities entrusted upon us. We continue to evaluate programs and initiatives, making adjustments as needed to best serve our community, ensuring that front-line traditional policing initiatives are not sacrificed. Although some programs have been eliminated, others, thought to be more critical for the times, such as R.A.D. (Rape Aggression Defense), CHIPs (Child Identification Program), and the Are You Okay Program, initiated over the past few years, remain vibrant. This year, in conjunction with the Fire Department, Council on Aging, and Norfolk County Sheriff, Project Lifesaver, which helps locate wandering Alzheimer patients, was initiated, and we are currently working with another agency on a program titled, "A Child Is Missing." Our affiliation with the Metropolitan Law Enforcement Council (Metro-LEC) continues, a contingent of approximately forty local law enforcement agencies and two Sheriffs' Departments formed to promote greater public safety and protection within local communities, through the sharing of resources and promoting greater capacity which exceed the capabilities of any one single agency. Through this Law Enforcement Council many initiatives have been accomplished, well beyond the means of individual agencies, including the Web site Massachusetts Most Wanted (www.massmostwanted.org), which has been very helpful in identifying and solving numerous crimes, including those in our community.

In 2004, as in past years, we aggressively pursued outside funding to augment Town resources for equipment purchases and additional officers in the field. Although funds have been gradually reduced the past few years, grant monies in 2004 assisted in upgrading and maintaining computer technology for personnel in the field; purchase of ballistic vests; installation of radio equipment; pay for extra officers to conduct marine patrols at the lake and bicycle patrols at our recreational facilities during weekends; Independence Day festivities; and band concerts. For the second consecutive year we received a grant from the Governor's Highway Safety Bureau to address safety belt usage, driving while under the influence, and other traffic safety concerns. With the cooperation of School Superintendent Jackson, we

applied for a grant through the Department of Education to address safety needs for our schools and were very disappointed upon notification that our project, like many others, was not funded.

Communication with everyone in our community is something we continually foster. Initiatives in this area include officers visiting the elementary schools during lunch hours to interact with the students; internships for high school students; designation of specific contact officers for each school; participation in reading programs at the elementary schools; and our ongoing involvement in the Sharon Youth Coalition. Outside of the school environment, we have reached out to the community through participation with Sharon Community Television, which gives us an opportunity to address a wide audience and provide pertinent information about their police department. In terms of services directed to our senior population we have the "Are You Okay Program," which in conjunction with the Sharon Council on Aging and Norfolk Sheriff's Department, monitors at-risk seniors on a daily basis; the already mentioned Project Lifesaver is now a reality; and our continued participation in TRIAD, a senior-specific organization offering a variety of programs, are all ways for us to reach this segment of our community. Other examples of activities we continue to offer are assistance in proper installation of infant and children vehicle safety seats, home security surveys, and traffic surveys. Please visit our Web site through www.townofsharon.net to view additional information and informative links, including "Mass Most Wanted" mentioned earlier, as well as Police and Town General By-laws.

We continually strive to develop our organization in an effort to better serve our community. Staff development and training are key components. This year the Command Staff has utilized a trainer/consultant who is working with first-line supervisors in developing strategies to hone their skills, along with upper management, including myself. Personnel have attended numerous training sessions to keep current and expand our knowledge with the goal of delivering ever-improving quality of service and protection of the community. Courses and seminars attended by a variety of personnel included topics on the following: critical incident management for law enforcement personnel, incident command for law enforcement commanders and executives, computer crimes, rifle instructors school, interview and interrogations, legal updates, drug and firearms investigations, E911 certification, and various other one-day seminars on a variety of topics. Additionally, all officers annually attend a week-long training program through the Massachusetts Criminal Justice Training Council covering legal issues, firearms qualification, first responder certification, defensive tactics, and community policing.

The Police Department was involved in almost 18,000 incidents, an increase of over 4% from the previous year. Officers responded to 419 motor vehicle accidents, of which 292 required formal reporting and 49 involved personal injuries. The figures are almost identical to last year's, but this is an area where we can do better. Adjustments in signage and design have been completed at some intersections, and the speed monitoring/warning sign used in other locations; however, the

department continues to receive complaints of speeding vehicles. I ask for your assistance in monitoring your own driving habits, while at the same time advising that officers are going to be more vigilant in addressing this issue. As Sharon and surrounding areas continue to develop, the amount of vehicular and pedestrian traffic continues to increase; therefore, your continued attention and patience is necessary. Officers issued 281 written warnings, 648 civil violations, and 126 criminal complaints. We responded to almost 1,100 burglary alarms, of which almost all were false, weather-related, malfunctions or operator error. Officers were called upon 109 times to assist citizens who locked themselves out of their vehicle. There were 23 reported house or business burglaries, up from the low of 15 reported in 2003. Reported larcenies had steadily declined over the last few years from 121 in 1998 to 59 in 2003; however, during 2004 there was a slight increase to 60. Again, as over the last few years, I must report to you about senseless acts of vandalism and the need for all of us to become involved and report suspicious activity. For 2001, I was pleased to inform you that there was a considerable decrease in these incidents, from 132 in 2000, to 84 in 2001. However, that number jumped up again to 125 during 2002 and 133 in 2003, but dropped to 101 in 2004. The nonsensical and random acts, mostly smashing mailboxes, is irritating to the homeowner, not to mention costly. If anyone observes such activity, I request that you contact us immediately while trying to get a description of the people, or vehicle, especially the license plate number of the vehicle, if possible. The overall crime statistics for our community are very positive. They are reflective of the hard work and commitment of the men and women of the police department, and citizen vigilance, serving as extra eyes and ears for the police department.

As in past years, I will conclude by thanking all the people who have supported the Sharon Police Department, but first I must not forget to thank the late Father "Bob" Bullock. When I first arrived in our community more than twelve years ago, I attended a local clergy meeting to introduce myself. It was clear that when Father Bullock spoke, everyone listened, but it was also clear that when someone else spoke, he listened. Since the day I first met him it was unmistakable that he was a person of integrity, willing to speak his mind, no matter if you liked what he was saying or not, nor was his response based on political correctness. His responses and comments were based on what he thought was fair and just, but even in disagreement, he did so with respect. I thank him for welcoming me to Sharon, and thank him for all his assistance and insight on many topics and situations involving our community. I also would like to thank the many others who over the past year have spoken to me personally, and others who sent notes of thanks and appreciation complimenting various members of the department. Again, as in past years and especially during the holiday season, many people dropped off baked goods, fruit baskets, other expressions of thanks and a wonderful Thanksgiving dinner for the department. Your thoughts and thanks are shared with all members and are greatly appreciated. If you have any comments or suggestions which you feel would be beneficial to us in serving you, please let us know. You can telephone me at 781.784.1588, stop by the police station, or send us a note.

FIRE DEPARTMENT

CHIEF DENNIS F. MANN

DEPUTY CHIEF STEVEN O. CUMMINGS

Administrative Assistant Ann LaChapelle, Secretary Karen Taylor

Fire Department Members

Group I

Captain John McLean
FF/EMT David Martin
FF/EMTP Richard Murphy
FF/EMTP William Morrissey
Kurt Simpson

*Retired in 2004

* FF/EMT Robert Dubois
Call Department
Charles Healy
Paul Spender

Group II

Captain Bryant Simpson
FF/EMT Daniel Willis
FF/EMTP Thomas Kenvin
FF/EMTP Kevin Binnall
FF/EMTP John Magee

Group III

Captain Michael Greenfield
FF/EMT John VanVaerenewyck
FF/EMT Gerald McNamara
FF/EMTP Michael Rychlik
FF/EMTP James Davenport

Call Department
Alan Watterson
Gary Kamp
Gordon Hughes
James Lindberg

Group IV

Captain Berton Cummings
FF/EMT Timothy Earley
FF/EMT John Guiod
FF/EMTP Paul Rudik
FF/EMTP Dan Greenfield

Types of incidents 2004

Fires in structures	3	Stove Fires	21
Electrical Problems	39	Heating Problems	6
Reported Vehicle Fires	37	Outside Fires	65
Haz-Mat Incidents	26	Natural Gas/Propane	57
Carbon Monoxide Alarms	19	Alarm Activations	225
Vehicle Accidents	282	Water Problems	36

Incidents responded to 2004

All Unit Box Alarms	143
Still Calls	563
Aid Calls	171
Ambulance	1339
Mutual Aid	217
Inspections	677
Total	3110

Equipment Condition

Ambulance #1	2002	good	Engine #3	1992	fair
Engine #1	2001	good	Squad #2	1988	fair
Car 1 4x4	2001	good	Tanker 97	1985	Fair/poor
Engine #2	1995	good	Ambulance	1995	poor
Ladder #1	1994	good	Car 4 Staff	1993	poor
Squad #1	1996	good	Car 3 4x4	1993	unusable
Car 2 Deputy	1997	fair	Military Tanker	1969	refurbishing

The department had four personnel changes throughout the year. FF/EMT Robert Dubois retired after 33 years of dedicated service to the town. Bob served under three different Chiefs during his tenure: Chief Walter Roach (6 years) Chief James Polito (21 years), and Chief Dennis Mann (6 years). FF/Paramedic Ted Lambert, who was only with the town 4 years, left to change occupations. Two new FF/Paramedics resigned after several months to work for the Foxboro Fire Department. Paramedics John Magee, Kurt Simpson and Daniel Greenfield were hired to fill the vacancies. Kurt is the son of Capt. Bryant Simpson and Daniel is the son of Capt. Michael Greenfield. This is the first time in over thirty-five years that the children of firefighters have worked with their fathers, as full-time firefighters. Kurt is the only Sharon resident to take the fire exam in the last 15 years. This brings the department's paramedic staff to 12. Department staffing remains level at five men per shift. This is the lowest staffing level of any surrounding town.

The Sharon Fire Department Ambulance Service experienced a slight

decrease in ambulance transports. The department transported 31 times less for a total of 889 transports. The ambulance revenue was up \$89,200 for the calendar year despite fewer transports. The department continues to experience back to back emergencies and the back-up ambulance was called into action over 100 times in the last year. Sharon continues to be the leader in the local area with full paramedic services.

Training continues to be a high priority for the department. The Town and the Union agreed to have all new hires attend the State Fire Academy for 11 weeks of training. Paramedic John Magee started fire training at the academy in Stow in November and will complete the course on February 11, 2005. Simpson and Greenfield are waiting for the next available opening. Training Officer, Capt. John McLean conducted department training throughout the year. Topics included ice rescue, response to storm emergencies, warehouse fires, sprinkler systems, rapid intervention, electrical hazards, hazardous material awareness, power tools and driver training. Captain Bryant Simpson hosted the State Haz-Mat Team for training and he also delivered hazardous material awareness training to all DPW employees with Captain McLean. All members participated in training with the Flashover Simulator from the State Fire Academy. Firefighters witnessed a fire progress from the incipient stage to the flashover point while sitting just feet away from the flames.

Emergency Response Systems, of Kingston, delivered a 12-hour professional development course to the entire department. This first of a kind course, for Sharon, included topics on leadership styles, organizational models, communications, team building and report writing.

EMS Coordinator Paramedic J. Guidod conducted our EMS training. Topics included CPR, pediatric defibrillation, albuterol nebulizer use, epi-pen use and autism awareness. Paramedic Kevin Binnall delivered a 24-hour mandatory EMT refresher course for all EMT's on the department as well as the surrounding towns. FF. Tim Earley received 16 hours of continuing education in the SAFE program and continues to teach firesetting intervention classes for the Norfolk Firewall Partnership.

Captain Bert Cummings applied for & received a Federal Grant in the amount of \$98,000 for the installation of a vehicle exhaust system that removes dangerous carcinogens from the fire station. The Fire Department also applied for and received \$12,820 from the Executive Office of Public Safety for Local Emergency Preparedness. These funds will be used to upgrade communications equipment throughout the town.

The department has had to scale back, community wide, fire safety education programs because of a cutback in the State "SAFE" budget. Despite this cut, FF. Dave Martin and FF. Tim Earley taught fire safety training to the elementary schools and local businesses throughout the year.

Sharon Firefighters were active in community events throughout the year. The firefighters sponsored the carnival at Deborah Sampson Park

and the Halloween parade. Papa Gino's sponsored the open house at the fire station during family week. Paramedics supplied medical services at the Coriander road race as well as the Triathlon. Firefighters provided fire safety for the July 4th fireworks presentation and family week bonfire.

Sharon residents experienced 3 fires in structures but only the one at 14 Beaver Brook Rd. was serious enough to force the family to relocate because of the severe damage. There were no personal injuries to the occupants or firefighters at any of these fires. Sharon firefighters assisted Canton, Stoughton, Foxborough, Walpole and Easton a total of 217 times throughout the year for both fire and medical responses.

The Sharon Fire Department would like to remind everyone in the community that fire safety is never ending. Residents had numerous fires, which were small in nature but had the potential to be serious. Cooking fires were the leading cause of fires in Sharon homes in 2004. The department takes great pride in being prepared to serve the community but reminds the community that it needs adequate personnel, training and resources to deliver the level of service you expect and deserve.

DEPARTMENT OF PUBLIC WORKS

Eric R. Hooper, Superintendent of Public Works

Marie E. Cuneo, Business Manager

Cynthia E. Rhodes, Building and Engineering Division Secretary

Evelyn R. O'Reilly, Operations Division Secretary

Antonetta M. Fraone, Water Division Secretary

The individual reports of this Department's five divisions demonstrate the overall breadth and scope of the DPW's responsibilities and activities.

Programs administered by the Department include refuse collection and curbside recycling. The quarterly cost to residents for both services increased to \$50 per quarter due to the awarding of a new three-year contract and the increased cost of fuel. A successful Household Hazardous Waste Collection Day was conducted in June and funded from residential refuse fees.

The Walter Griffin fields and the fields at Deborah Sampson, Gavins Pond Road, the High School, Middle School and Elementary Schools continue to hold up despite continuous hard use. Because of early snow, the Forestry and Grounds Department was unable to turf blanket at the High School until spring. However, the Forestry and Grounds Division was able to keep the practice area viable for use. This winter-time practice will continue as weather permits.

Roadway and sidewalk repaving projects continue to proceed with recently completed projects at Bay Road and Chessman Drive. The long awaited North/South Main reconstruction project was finally started at the southerly end of the project near Ward's Berry Farm.

The Water Division implemented a rebate program for low flow washers which saw some 100 households take advantage of a \$200 water bill offset. The Water Division also installed more than a mile of water main in two separate projects, replacing an asbestos-cement water main under Edge Hill Road which was prone to breaking and a cast iron main under Morse Street as part of the High Pressure Service District. Sadly, our Water Division secretary was married over the summer, dashing the hopes of most of the DPW staff. However, the entire department wishes her well for the future.

OPERATIONS DIVISION

William H. Petipas, Supervisor
Bruce F. Giggey, Assistant Supervisor

In addition to routine activities, street sweeping, pothole patching, sign installation and maintenance, snowplowing and sanding, maintenance of all Town owned vehicles except Fire Department, the following projects were completed:

- * Paved final section of Bay Road, Chessman Drive, the old section of Knob Hill Street, Howard Farm Road, Victoria Circle, Franklin Road, and completed final section of Railroad Station parking lot.
- * Repaired numerous drainage problems throughout the Town.
- * Continued upgrading street signs; more than 140 were replaced during 2004.
- * Assisted all other departments when needed.
- * Supported town recycling program.

FORESTRY and GROUNDS DIVISION

Kevin Weber, Supervisor

The year was a productive year for the Forestry and Grounds Division. We continued to work toward improving and maintaining conditions at all athletic fields, schools, town buildings and cemeteries. We assisted youth and volunteer groups with projects such as Beech Tree Park, daffodil bulb planting, the Dog Park, cemetery clean-up and restoration as well as High School community service work. We are also responsible for maintaining the Farnham Road compost and yard waste recycling area. A total of 7523 vehicles, both residents and contractors, made use of the site. A contractor was called in twice to grind trees, brush and compost piles. Assisted Operations Division with snow and ice control when necessary including clearing sidewalks of snow and ice. Although we are understaffed for the amount of timely work required, the staff does an excellent job of remaining motivated and professional.

WATER DIVISION

David Masciarelli, Supervisor

Routine Activities	Station Maintenance
Read Meters throughout Town (twice annually)	5598
New Meters Installed	16
Meters Replaced	259
Meters Repaired	17
Readings for Transfers of Properties	282
Water Shut Offs for Plumbers	89
New Hydrants Installed	7
Freeze-Up Call Responses	18
Water Main Break Repairs	2
Hydrants Repaired or Replaced	23
New Services Tapped	5
Curb Boxes Repaired or Replaced	93
Water Services marked at request of contractors and/or utilities	172

WATER SAMPLES TAKEN

State Bacteria	288
State Fluoride	72
Volatile Organic Compounds	18
Nitrates	68
Special	170

GALLONS OF WATER PUMPED 562,255,000

NEW WATER MAINS

Cattail Lane	600'	8"	C.L.D.I.
Edge Hill Road	3260'	12"	C.L.D.I.
Tiot Street	1300'	12"	C.L.D.I.
Morse Street	2000'	12"	C.L.D.I.

The Department held its 10th Annual Open House. This year it was at Station #1.

The DeFelice Corp. was awarded the contract to replace the 8" A.C. water main on Edge Hill Road and Tiot Street (3260' on Edge Hill Road and 1300' on Tiot Street). It was replaced with 12" C.L.D.I. pipe.

The DeFelice Corp. was also awarded the contract to replace 2000' of 6" C.I. pipe with 12" C.L.D.I. pipe on Morse Street. This was one of the recommendations of the High Pressure District Study.

We received two fluoride awards. One was given for outstanding efforts during 2003 and the other for the honor of 50 years of fluoridating

water.

BUILDING INSPECTION AND CODE ENFORCEMENT DIVISION

Joseph X. Kent, Inspector of Buildings & Zoning Enforcement Officer
James B. Delaney, Inspector of Wires
Joseph Jacobs, Plumbing and Gas Inspector

Residents are reminded that it is illegal to construct, reconstruct or alter a structure without first obtaining a building permit from the Building Inspector. Residents must obtain a permit to reshingle a roof, to install new siding, to construct a tool shed or a cabana or to rebuild a rotted out deck. Before undertaking a renovation project, residents are required to ensure demolition debris generated by this project will be legally disposed of.

Electric wiring cannot be installed, nor can gas piping or reconnection of gas appliances or plumbing fixtures be installed without a permit by licensed personnel. All domestic water piping must be installed with no lead solder. The installation of permanent water treatment or purification equipment or lawn sprinkler systems connected to a potable water supply including private wells shall be made subject to inspection and approval by the Plumbing Inspector for the protection of residents and their families.

The total number of building permits issued during 2004 was 585, of which 16 permits were for single family dwellings. Single family home construction went up in 2004.

The total value of construction and alterations was \$14,848,546. The Building Department issued 9 occupancy permits for 2004.

Permits Issued and Value of Construction:

Type of Construction	Permits 2004	Permits 2003	Estimated Value 2004	Estimated Value 2003
Single family	16	9	\$4,301,000	\$2,445,580
Multi-family	0	0	0	0
Additions/ Alterations	515	384	\$9,610,233	\$7,651,338
Garages	2	12	\$92,000	\$360,050
Other(signs and/or pools) Demolition	51	44	\$465,313	\$270,482
New non- residential	1	0	\$380,000	0

Fees for building, gas, plumbing and wiring permits collected during the year 2004 amounted to \$181,451.00. This Division provided all of the administrative support for 42 Zoning Board of Appeals cases.

ENGINEERING DIVISION

Peter O'Cain, P.E., Assistant Town Engineer
James R. Andrews, Health Agent for Engineering/Engineering Aide
April Forsman, GIS Coordinator

The Engineering Division continues to provide services to all Town Departments, including work on the proposed police station revitalization, preparation of display materials for the Conservation Commission's efforts to secure financing for the Rattlesnake Hill property purchase, serving on design review committees for both School Department and Town Building projects like the Wilber School and preparing bid documents and administering contracts for the Recreation Department, the police station revitalization and renovation project, and roadway projects. The Engineering Division also reviewed plans and submitted written plan reviews for all six current 40B housing developments.

The Engineering Division continued to provide technical support to Town Departments, Boards, Committees, residents and others throughout the year. The expertise provided by this Division has allowed the Town to undertake projects and reviews that had previously required outside consultants.

The Division, as agent for the Planning Board, provided written reviews for over a dozen subdivision or Form A plans submitted for approval and provided technical assistance to the Board during the processing of these applications. The Assistant Town Engineer attended all of the Board's meetings. Construction of roadways and related improvements in six active subdivisions were inspected regularly to assure construction progresses in conformance with the Board's rules and regulations. The Engineering Division has worked with the Planning Board to provide data and presentation materials required to develop a housing strategy and meet EO418 requirements. The Engineering division was successful in gaining approval of its application for a grant from CHAPA (Citizen's Housing and Planning Association). The \$23,000 grant will provide money for the analysis of a shared septic system for the Post Office Square area.

The Division, as agent for the Board of Health, continued to implement 310CMR 15.000 (1995 Title 5) and Article 7 regulations governing septic installations and Article 16 regulations for governing private well installation. The Health Agent for Engineering attended all of the Board's meetings. The Division processed 219 Title V Septic System Reports; approved design, issued permits for and inspected the installation of 350 new or replacement septic systems; and witnessed 331 percolation tests or test holes. The Division also performed twice weekly sampling of Lake Massapoag, its tributaries and certain public swimming pools during the summer season to ensure public health safety

requirements were met.

The Division also provided design, construction, and other technical services for the following projects:

1. Repaving of a portion of the in-bound side railroad station parking area.
2. Bay Road was paved from Wilshire Drive to Plain Street in Stoughton, a distance of approximately 4000 feet.
3. Chessman Drive was paved in its entirety.
4. Numerous drainage and paving improvements were engineered, such as modifications to Lantern Lane.
5. Continuation Memorial Beach Renovation Project.
6. Installation of the overflow drain for the Mann's Pond dam.
7. Continued involvement with town-wide space needs assessments and building feasibility studies.
8. Continued implementation of the Town Storm Water Management Plan, which meets federally mandated NPDES (National Pollution Discharge Elimination System) requirements.
9. Edited and presented to all Boards stormwater by-laws related to construction activity and illicit discharge. Both by-laws were approved at Town Meeting.

Use of the Geographic Information System (G.I.S.) by other departments has allowed the Town to reduce or eliminate altogether its dependence on outside consultants for e.g., production of Assessor's maps, Water Department maps, Conservation Commission maps, School Department maps (for bus route configuration), Trail Maps (for Sharon Friends of Conservation), general and project-specific maps for the Police Department, Town event or celebration maps, maximum build-out, housing, land use, census and voting, and re-zoning studies. Sharon data and maps have also been helpful to state and county agencies such as DEP, DEM, MEMA, and the Norfolk County Mosquito Control Project. Town Counsel also frequently requests maps to be used for presentations.

In addition to producing maps, the G.I.S. system also allows for certain data analyses. For example, it is possible to determine all parcels of a certain size or all parcels owned by various Town departments or private owners. It is also possible to determine cellular coverage areas. The Planning Board has recently requested a large scale analysis and many maps of possible exchange lots. The G.I.S. system is updated with data obtained from Mass GIS. The Town data is also frequently corrected and new data is added, for instance, parcel data is updated yearly, so assessor maps accurately reflect lot configurations throughout the town. This year a new software extension that generates Assessor Maps and is compatible with the new GIS software was acquired. This software also allows the town to convert all Assessor Maps to pdf files, which can then be transferred to a cd and made available on the Town of Sharon website.

The G.I.S. system also enables residents to obtain detailed technical information about their home and property including septic system information, lot size, lot zoning, setbacks, wetland information and more.

BOARD OF HEALTH

Anne Bingham, Chairman
Elizabeth Barnett, Vice-Chairman
Jonathan Goldberg, Sherwin Z. Goodblatt, Susan Peck

Linda Rosen, Health Administrator

Jim Andrews continued as Health Agent for Engineering; Jack Lapuck continued as Health Agent for Sanitary Inspections and Enforcement; Sheila Miller continued as Assistant Health Agent for Sanitary Inspections and Enforcement.

The Board of Health is composed of five volunteer members, listed above, who are appointed to three-year terms by the Selectmen. The major work of the Board in 2004 involved review of septic system upgrades and variances, in order to provide for the protection of public health, safety, welfare, and the environment.

Some accomplishments in 2004 included:

- Continued to review proposed septic system upgrades, variances, and alternative systems. The Board continued to impose the standard requirement that homeowners with alternative systems provide a signed Operations and Management Agreement to the Board, with the following testing requirements: BOD, TSS, pH, TKN, Ammonia, and Nitrites. In addition, the Board continued to require a standard septic system use restriction document to be filed at the Registry of Deeds by all homeowners to whom a variance with restrictions is issued.
- Began discussions on setting fees to be charged for monitoring reporting and testing requirements placed on alternative septic systems. Such fees would be deposited into a separate revolving fund to cover the cost of providing initial review of records plus followup.
- Reviewed and provided restrictions to numerous large commercial septic system upgrades, as well as some new systems.
- Began a thorough review/update of the Board's Massage Regulations.
- As part of the septic system variance review process, approved for use in town a number of new DEP-approved innovative alternative systems, including the Singlair Wastewater Treatment System and the Advantex AX-20 System.
- Met with nursing students from University of Massachusetts Boston, who had been mentored by Public Health Nurse Sheila Miller, for a presentation on their community health assessment plan.

- Began discussions about encouraging recycling in town departments, including the schools....leading to discussion with Selectmen about incorporating additional recycling into the municipal dumpster contract.
- Enacted a pooper-scooper regulation which will be presented to the Town Meeting in 2005 for adoption of fines under the non-criminal method of disposition.
- Began review of plans for a shared septic system for the proposed Hunter's Ridge Development, which is going forward under a special permit under the Conservation Subdivision Bylaw allowing for retirement housing. Required third-party engineering firm review for this project.

The Department conducted weekly laboratory testing of all eight semi-public swimming pools and twice weekly laboratory testing of all Lake Massapoag swimming areas from late May to September to monitor for bacterial levels. In accordance with state requirements for bathing beaches, the Department monitors the E-Coli levels of both swimming and non-swimming areas around the lake. Funds for laboratory testing are provided by a Recreation Department revolving fund consisting of proceeds from sales of beach and boating tags.

Compliance with 310CMR 15.000 (1995 Title 5) as well as with Article 7 of the Board of Health Regulations (regarding septic systems) and Article 16 of the Board of Health Regulations (regarding private wells) was monitored by the Health Agent for Engineering. (Please see the "Engineering Division" section for additional information.)

Permits and licenses issued by the Board of Health during 2004 included the following: keeping of animals; permit to operate a manicuring salon providing artificial nail services; caterers; manufacture and/or sale of ice cream; sale of milk and/or cream; vehicle licenses for sale of milk; lodging houses; pasteurization of milk; motels; camps; operation of retail food establishments; food service establishments; combination retail food/food service establishments; residential kitchens; semi-public pools; massage establishments and practitioners; funeral director; seasonal food service; seasonal mobile food vendors; transportation of offal; dumpster operations; portable toilets; and retail tobacco sales. The Board is also responsible for issuing 5 year renewal permits for underground storage of hazardous materials and regulated substances.

A Special Service Board, administered by the Health Department, is responsible for determining the eligibility of senior citizens and disabled persons (based upon income) for town-sponsored refuse collection. Thirty-five residents were approved for this service as of the end of 2004.

The Department continued to act as the town's agent regarding West Nile Virus, with the responsibility for accepting and packing dead birds reported to the state by residents for pickup and testing by the State Department of Public Health.

The Department continued to maintain the Board of Health/Health Department pages on the town's website, providing up-to-date information to the public.

The Department once again participated in various health-oriented projects, including the annual American Cancer Society's "Daffodil Days" (with the assistance of Martha Lurie of the Sharon Assessor's office).

Responsibilities of the Health Agent for Sanitary Inspections and Enforcement, and the Assistant Health Agent for Sanitary Inspections and Enforcement in 2004 included the following: Unannounced inspections of food service establishments, lodging house and motel facilities, retail food establishments, and catering facilities to ensure compliance with the revised, strengthened State Sanitary Code and FDA Food Code. All food service facilities were inspected at least twice during the year. Reviews of proposed new establishments, as well as changes to existing facilities took place. Also conducted were sanitation audits of school cafeteria food service practices throughout the school year; inspection of retail establishments selling tobacco products, as well as restaurants, motels, and lodging houses for compliance with the Board of Health Tobacco Regulation. Pre-season and mid-season inspections of all camps were conducted to ensure continuation of proper sanitation standards in conformance with increasingly stringent state-wide regulations.

PUBLIC HEALTH NURSING

Public Health Nurse: Sheila Miller, RNC

The Public Health Nursing Service of the Sharon Board of Health provided services to residents of the town as follows in 2004:

TOTAL VISITS	2981
Total # Office Visits	2668
# 65 years-84 years included	1692
# 85 years+ included	84
Total # Home Visits	313
# 65 years-84 years included	114
# 85 years+ included	148
IMMUNIZATIONS	579
OTHER SERVICES	41
CLINICS PROVIDED (Various Locations - Out of Office):	
11 Blood Sugar Clinics-Sr.Citizens	269
11 Blood Pressure Clinics-Sr.Citizen	309
Flu Injection Clinics	1450

Sheila Miller, RNC, continues in the 30 hour/week position of Public Health Nurse for the town. Linda Beadle, Nurse Practitioner, provides assistance on an ongoing basis as our part-time public health nurse. Additionally, the Department relies on several on-call Registered Nurses to assist with clinics, on an as-needed basis.

The Department provides regularly scheduled blood pressure/blood sugar clinics for all adult residents, as well as the monthly senior citizen clinics. In addition, immunizations, nutrition and weight control education, as well as monthly home visits (as needed) are conducted. Cholesterol screening is provided several times per year. The Nursing Department is actively involved with the School Department Nursing Staff, sharing information regarding immunizations and communicable diseases. The Public Health Nurse also assists with immunizations, as needed, for campers and staff. Sheila Miller, RNC, met with area camp directors to review health records. Coordination with the Council on Aging, area Visiting Nurse Associations, HESSCO, as well as other town departments continues on an ongoing basis.

The Public Health Nurse continued to follow up on communicable disease cases reported to the Department. Included among the 47 communicable disease reports in 2004 were 17 Lyme Disease, 9 Pertussis, 3 Salmonella, 3 Campylobacter, 4 Giardiasis, 4 Chronic Hepatitis C, 1 Shigatoxin, 1 Shigellosis, and 1 Babesiosis.

Town employee health screenings were again held, with positive responses from all departments. Cholesterol screening was provided, in addition to blood pressure and blood sugar screenings. Sheila Miller provided various lectures as requested, and information during the lake concert.

Arrangements were again provided to allow residents to dispose of medical waste. This year's program was again conducted at the Health Department office in Town Hall and, due to its success, the Department hopes to continue to provide this service on an annual basis. In conjunction with this program, the Department again provided a mercury thermometer exchange program, in conjunction with the Department of Public Works. In addition, arrangements made in collaboration with Sturdy Hospital and the Fire Department allow for disposal of sharps at the Fire Department on an ongoing basis.

Periodic cholesterol screenings were again held in 2004. In addition, monthly evening hours for blood pressure screenings continued, in an ongoing effort to reach younger residents (who are generally working or in school during daytime hours). In 2004, the annual fall flu clinics were quite challenging for this Department, as well as across the country. After flu clinics had been scheduled and advertised by the Health Department for late October, and then rescheduled and re-advertised for mid-November following receipt of notification of probable delays in vaccine delivery, we learned that contamination of vaccine at the Chiron Laboratories in Liverpool, England would result in the reduction of the available nationwide supply of trivalent

inactivated vaccine (flu shots) to approximately half the expected amount. For weeks, the Centers for Disease Control and the Massachusetts Department of Public Health provided us with weekly (or daily) revised restrictions as to which residents might be provided with the vaccine, with the goal being to first provide the vaccine to those residents at greatest risk for complications from influenza. Our phone lines were overwhelmed for weeks with calls from frantic citizens asking about flu vaccine.

In the end, amidst all the media hype nationwide, the Health Department flu clinics actually ran quite smoothly. We were able to immunize 1450 residents against influenza. In accordance with guidelines established by the State Department of Public Health, those residents age 75 and over, or with "at-risk" medical conditions were immunized first during a clinic at Temple Sinai. Two evening clinics were held at the Town Office Building, and the Public Health Nurse provided immunizations at the train station on two early mornings in late December. Flu vaccine was provided to residents during our regular office hours at the Town Office Building until the supply was depleted in late December. In addition to the supply of vaccine provided free by the Department of Public Health, the Department had been fortunate to purchase and supply an additional 300 doses. We are now billing Medicare and Medicare HMO's for administration of the vaccine and should be able to recoup some of the costs involved in providing this service. With our recently established revolving fund, these funds should help us to continue this service even in light of dwindling state resources.

As part of the Massachusetts Department of Public Health Emergency Preparedness Region 4A, Department staff continued to participate in seminars and workshops on bioterrorism; worked closely with the state Department of Public Health, as well as with both Fire and Police Departments; provided informational materials on bioterrorism to the public, and directed residents to the appropriate agencies for further details. The State Department of Public Health has been preparing for the potential of a bioterrorist attack for several years and, in the event of a public health emergency, is on track to provide information to residents through the local health departments. Sheila Miller is now part of an ongoing Local Emergency Planning Committee for the town, with Linda Rosen as the alternate for the Department.

Sheila Miller, with the assistance of 2 teenaged volunteers, conducted tobacco compliance checks at the retail establishments licensed to sell tobacco products. We were pleased to note that none of these establishments sold tobacco products to these minors.

A mini-grant secured from the Massachusetts Health Officers' Association allowed the Department to purchase shade umbrellas for lifeguard stands at Lake Massapoag.

The Department, in conjunction with the Fire Department, continued the popular Vial of Life program, giving residents the opportunity to

confidentially register important personal data in order to provide emergency responders with vital information. We are aware of several instances in Sharon in which this program has been extremely helpful, and possibly life-saving.

HEALTH AGENT FOR ENGINEERING

James Andrews

The Health Agent for Engineering processed 260 Title V Septic System Reports; approved design, issued permits for and inspected the installation of 209 new or replacement septic systems; conducted 456 septic inspections, and also witnessed 145 percolation tests and 159 test holes. The Engineering Division also performed twice weekly sampling of Lake Massapoag during the summer season to help to ensure public health requirements were met.

RECREATION DEPARTMENT

David I. Clifton, Recreation Director
John T. Connors, Assistant Recreation Director
Maura Palm, Secretary
Glen Peck, Community Center Custodian
Paul Spender, Community Center Caretaker

Recreation Advisory Committee

Michael Ginsberg, Chair
Gary Bluestein, Mike Goldstein, Ben Puritz, Rick Schantz, Corrine
Hershman, Jay Bronstein, Steve Lesco, Mitch Blaustein

Mission Statement: To advance parks, recreation, and leisure-time activities that enhance the quality of life in Sharon. The purpose of the Recreation Department is to meet the diverse recreational, cultural, athletic, and leisure-time pursuits of the residents of Sharon with a broad-based comprehensive program. Recreational programs are organized to encourage participation and enjoyment and should be held at safe and well-equipped facilities on a year-round basis

Although 2004 was a difficult year for the Recreation Department, we have agreed to make challenges out of some obstacles. The Recreation Department met a new challenge in 2004 that included a needed feasibility study to address ceiling repairs and renovations required for use of the Community Center facility in the future. We continue to believe that our contributions, energy, and commitment to the community have helped to make Sharon a better place to live, to work, and to enjoy. We are also most grateful for the partnerships developed in our town that help make things happen in such a diversified community. We look forward to the challenges and opportunities that lie ahead in 2005.

The Sharon Community Center (37,845 SF), located at the southern end of Lake Massapoag, sits on 20 acres of property known as the Frank I. Sullivan Recreation Area. This building is a two-story structure built in the 1900s as a resort/hotel and was purchased by the town in 1967 to be used as a Community Center. Since 1968, this building has served as a meeting place and facility for a varied number of activities and is used by numerous residents of the town.

In July 2004, the Community Center was closed to the public pending evaluation and repair of the structural deficiencies, specifically the ceilings located under the flat roofs of the building. Many programs, groups, and organizations have been relocated to other facilities in town on a temporary basis. The Recreation Department and the Council on Aging are working out of trailers on the property until a feasibility study is complete and recommendations are made at a future Town Meeting. The building was stabilized prior to the winter season, and the Board of Selectmen appointed a Designer Selection Committee to review proposals for the feasibility study.

Staff Training

Some of the staff training that took place in 2004 is as follows:

- CPR
- AED
- First Aid
- Computer
- Staff training
- Summer staff training
- Sports Coordinators & Coaches

The following is a list of "Recreation Highlights" during the past year.

Recreation Advisory Committee

The Recreation Advisory Committee appointed by the Sharon Board of Selectmen met on 17 different occasions during the year in order to work with the Recreation Department in the planning and implementation of a year-round recreation program for residents of all ages. The biggest challenge in the months ahead is get the Community Center back into operation again.

The Recreation Department and Advisory Committee wishes to thank all of the community volunteers as well as the generous contributors for their cooperation and participation throughout 2004. The Town also appreciates the efforts of Larry Finkelman, who retired from the Recreation Committee after serving for a number of years.

Storm Cancels 20th Annual Triathlon

A total of 750 triathletes preregistered for the 20th Annual Sharon Triathlon, scheduled for Sunday, August 15, 2004, at Memorial Park Beach. However, because of bad weather conditions the Triathlon was canceled for 2004, and we will try again on August 21, 2005.

Special Recognition Award

Congratulations to the Sidney J. Rosenthal of Sharon for being selected as the recipient of the 2004 Community Special Recognition Award for his dedicated service to the Commission on Disability. The Friends of the Summer Concert Series present this award every summer on an annual basis.

Special Events - 2004

Some of the most popular special events that took place during 2004 include:

Small Fry Fishing Derby - Donations

Halloween Costume Parade - Banks

All-Night Graduation Party - "Class of 2004"

Rotary Thanksgiving Dinner for seniors - Rotary Club

Holiday Parties - Donations

These special events were funded by private donations.

Recreation Department-Partner Organizations

Friends of Sharon Dog Park

Sharon Boosters Club

New Friends of the Playground

4th of July Committee

Friends of the Summer Concert Series

Sharon Roadrunners Club

Sharon Youth Soccer Association

Sharon Youth Baseball/Softball Association

Sharon Firefighters Association

Friends of the Youth Basketball Association

NRPA National Programs

Skyhawks

Sharon School Department

Southeast Regional School

Sharon DPW

Sharon Garden Club

Forestry & Grounds

Sharon Civil Defense

Sharon Creative Arts Association

Salvation Army

Sharon Police Association

Sharon Community TV

"Time Out Productions"

Sharon Conservation Commission

Sharon Community Youth Coalition

Jr.NBA & Jr.WNBA

Lacrosse

Sharon Commission on Disabilities

Massapoag Yacht Club

Sharon Family Week - 2004

The Sharon Family Week Celebration, dedicated in the spirit of Father Robert Bullock, was indeed a huge success with large numbers of residents participating in a wide variety of activities October 2-10,

2004. The theme for the week was "Celebrate Community" and the purpose of the celebration was to bring our diversified community of families together to understand each other as well as realize the importance of families doing things together. Some of the popular events that took place on Family Week are as follows:

Family Diversity Festival
Family Mystery Ride
Family Bon-Fire & Concert
Dog Park Opening
Borderland State Park Harvest Fest
Open-House (Fire, Police, DPW)
Rothberg Run/Walk
Credit Union Fun Fest
Historic Bus Tours
Playground Open House
Family Workshop Sessions
Saphire Manor Open-House & Ice Sculpture
Conservation Walk

This celebration is held every two years thanks to the cooperation of all town departments, volunteers, and private donors.

Annual Rodman Bike Ride

The annual Rodman Bike Ride took place on Saturday, October 2, with a stop at Memorial Park Beach for rest, music, and light refreshments. Some of the money raised from the bike ride will go toward the graduation and prom parties at the end of the school year for the "Class of 2004."

Tragic Plane Crash

On May 7, 2004, a Hydroplane crashed into the wooded area of the Frank I. Sullivan Recreation Area not far from the Community Center Building. Unfortunately, an experienced pilot from New Hampshire lost his life in the crash attempting to land on Lake Massapoag.

2004 Summer Lakeside Concert Series

As expected, the Summer Concert Series was very popular during July & August of 2004 with a total of 7 concerts held at the Memorial Park Beach Bandstand. The following is a list of the performing groups and individuals who entertained the residents:

- * Air Force Band of Liberty & National Flag Truck (Independence Day Celebration)
- * Masquerade Broadway Show
- * State Trooper Dan Clarke (rained out)
- * Sharon Community Band
- * Entertainer Sigy Moller
- * The John Penny Band
- * Infractions
- * Royalty Rock N' Roll - Harvey Robbins

Thanks to all the sponsors for making the series possible and the Friends of the Lakeside Concert Series for their hard work and efforts. The Concert Series cost approximately \$8,000.00

Goose Dog - "Roy"

Roy is a new resident border collie, who was recruited in 2004 for the purpose of keeping geese off the town beaches, parks and playgrounds during the spring, summer, and fall seasons. This trained border collie is a working dog funded by MSPCA, and lives with the Bingham family of Sharon on a permanent basis.

Sharon Dog Park - Big Hit

The new Dog Park (approximately 200' by 130') officially opened in October during the 2004 Family Week Celebration.

On April 13, the Board of Selectmen approved the revamping of the "Old Corral" section of Deborah Sampson Park in order for the Friends of Sharon Dog Park to create an official one acre Dog Park. The park area for dogs is run by a volunteer organization that includes local dog owners and is located on town property. The Friends in conjunction with some town support have done a wonderful job in making this site possible.

Community Leaders made many Contributions

During May and June 2004 our town lost two giants in the community when Frank I. Sullivan, former Selectman, and Father Robert W. Bullock, Pastor of Our Lady of Sorrows Church, passed away. They both had a great sense of community and helped to make Sharon a better place to live.

Sharon Youth Basketball Program Registration - 2004/2005

Grade	Players	Teams
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Boys

3	69	6
4	85	8
5	72	6
6	79	7
7	74	6
8	73	8
9/10	82	8
11/12	41	6

Girls

3/4	64	6
5/6	86	8
7/8	54	6
H.S.	40	4

Instructional Basketball

Boys & Girls

1	63
2	98

Total - 980 Participants

2004 Beach/Boat Sticker Sales

Beach Car Stickers - 586 - \$30,209.00
Swim Tags - 564 - \$4,518.00
Nonresident Beach Permits - \$2,922.00
Refreshment Stand Lease - \$1,800.00
Swim Program - \$4,045.00

Total - \$56,294.00

Memorial Park Beach - Fall Opening

The Sharon Board of Selectmen authorized the gates to be opened at Memorial Park Beach during September, October, and parts of November in order to extend the beach season. Residents were asked to swim at their own risk.

Halloween Costume Parade

The Annual Halloween Costume Parade took place on October 31, 2004, with hundreds of families wearing costumes and marching down Main Street. Trick or Treat bags were passed out to all the kids after the parade.

SHARON COUNCIL ON AGING

Norma Simons Fitzgerald, LICSW, Executive Director
Nancy Weiner, Administrative Assistant

PART-TIME STAFF: Susan Edinger, LICSW, Case Manager/Coordinator of Client & Volunteer Services; Marsha Books, Activities Coordinator; Victor Esterman, Mini-Bus Driver; Bruce McDuff, Van Driver

FUNDED BY OTHER SOURCES: Ruth Adjorlolo, Green Thumb worker

VOLUNTEER OFFICE STAFF: Lenore Watts, Margorie Sinman, Fay Kahn, Joan Romanowicz, Adrienne Newell, Celia Wittner, Frances Kanofsky

SHINE COUNSELOR: Marilyn Stewart

COUNCIL ON AGING BOARD

Arnold Kublin, Chair	Robert Maidman
Ellen Bender	Sheila Pallay
Elliot Feldman	Lillian Savage
Reuben Herman	Marilyn Stewart
Hy Lamb	Faye Berzon, Associate
Sidney Rosenthal, Liaison, Disabilities Commission	

Mission

As part of our Strategic Plan, the COA revised its mission statement to reflect the changing needs of our society:

Whereas:

Medical and technological advances have enabled people to live longer, and,

Whereas:

Living longer should bring enriching and rewarding experiences, the Sharon Council on Aging mission is to enhance the quality of life for its constituency.

Purpose

The Sharon Council on Aging is organized to

1. educate the community about aging
2. promote the independence of elders
3. advocate before local government and within the community for the needs of elders
4. design, advocate, and/or implement services to meet these needs and coordinate existing services
5. identify existing resources, build coalitions within the larger community, and make appropriate referrals
6. cooperate with the Massachusetts Executive Office of Elder Affairs and the Area Agency on Aging

During the study and pending repair/construction phase of the Community Center, the Sharon Council on Aging is located in a trailer adjacent to the Community Center. COA professional staff continues to provide many services such as information, referrals, and assistance as well as shopping, medical, and social transportation, educational, recreational and socialization programs to elders and their families - at a number of sites. The hours are Monday-Friday, 8:30-4:30 p.m. The phone number remains the same: 781-784-8000.

Highlights of 2004

When the Community Center closed during the summer due to urgently needed repairs, the COA's programs came to a "crashing halt." The COA successfully relocated 28 programs and committees as well as subcommittees and special events thanks to the cooperation and support of a number of town departments and organizations within Sharon. We are especially grateful to Temple Sinai, the Sharon Public Library, Housing Authority, Stony Brook Court (Housing), Saphire Manor Inn, and Sharon High School (summer computer programs), and the Sharon Rotary Club. We also continued to provide classes in Temple Israel and the Congregational Church along with elderly housing - sites we had located some years ago due to limited space for our programs at the Center.

Even so, our slate of activities grew - thanks to all mentioned and to the Friends of the COA, who provided seed money for a part-time Activities Coordinator who could dedicate her time and energy to checking on our programs around town and helping us build new ones. A hard-working staff at the COA and our wonderful volunteers helped us get through the rest of our days by doing what they excel at - providing service to the over-60 community. Of the many accomplishments the COA can be proud of in addition to keeping our programs and activities going this past year were the following:

2004 Advocates of the Year Award was presented to Executive Director Norma Simons Fitzgerald and Sharon COA volunteer Laura Russell by the Massachusetts Councils on Aging and Senior Center Directors Association for their work with the MCOA Standing Committee on

Property Tax Relief (four additional colleagues from other towns were also named).

Property Tax Relief:

- Continued membership on the Standing Committee for Property Tax Relief through the Massachusetts Councils on Aging. We strongly advocated for several omnibus bills which were filed by the Chairs of the Joint Taxation Committee and also requested a Home Rule to lower the interest rate for Clause 41A - the option allowing seniors to defer some of their taxes. To help us strategize we had the assistance of our local legislators, Rep. Lou Kafka, Sen. Jo Ann Sprague, and Sen. Brian Joyce.
- 74 seniors, including 6 couples, earned property tax credits of up to \$750 by providing 5,575 hours of valuable services through the Property Tax Work-off Program in 12 different departments within the Town.

Grants:

- Awarded \$30,210 from Executive Office of Transportation and Construction towards purchase of a new medical van (Town pays 20% of cost); van arriving early 2005.
- Awarded \$12,645 formula grant from Executive Office of Elder Affairs.
- Awarded \$600 from MA Rural Transit Assistance Program for rear emergency triple steps for our new bus.

We continued to receive financial support from the Friends of the COA for our Activities Coordinator, and for mailing our monthly newsletter, the "Sundial," assistance in paying for many of our programs, including a Caregivers' Support group, and a yearly grant for emergencies for elders.

The Salvation Army Social Service Fund also provided \$1,225 in emergency funds and vouchers for clients over and under the age of 60.

We also thank the Temple Sinai Social Action Committee for providing us with \$400 in Shaws' gift cards for our clients both over and under age 60.

Volunteer Recognition Breakfast held to honor our volunteers who provided approximately 11,000 hours of work to COA/seniors this year, valued at nearly \$170,000.

**Sharon Public Library and
Board of Trustees of the Sharon Public Library**

Board of Trustees

Abigail Marsters, Chair

Sandra Hirsh Goverman, Bob Levin, Pat Olken

Marcia Liebman, Alyssa Weiner

Staff

Kip M. Roberson, Director
Barbra Nadler, Acting Director/Assistant Director/
Head of Information Services
Tricia Perry, Children's Librarian
Debra Banna, Children's Librarian
Dick Radtke, Technical Services Librarian
Bridget Cunio, Information Services Librarian
Nancy Glynn, Circulation Supervisor
Stacey Sullivan, Administrative Assistant
Karin Hagan, Technical Services Assistant
Gary Anderson, Custodian

Library Assistants

Ellen Apfel, Lori Bass, Gail Clayman, Ann Donovan, Diane Littleton,
Karen Mafera, Megan Pedersen, Leslee Rotman,
Janet Segroves

Library Pages

Susan Cohen, Mildred Worthley

The mission of the Sharon Public Library is to serve the informational, educational and recreational needs of all members of the Sharon community through acquiring and maintaining quality materials, programs and services within comfortable facilities offering convenient hours and provided in a manner commensurate with responsible fiscal planning. The Library's mission extends to providing access to the universe of information beyond the Library's own collections through interlibrary cooperation and efficient use of technology.

During the past year we have endeavored to meet the challenge of our mission.

The most significant change this year has been the resignation of Director Kip Roberson. Kip managed the Library for nine years and will be missed by all. He left Sharon to take a job at the Ajax Public Library in Ontario, Canada. At this writing, our Library Board of Trustees is deep into the selection process for his replacement. During the interim, Barbra Nadler, Assistant Director and Head of Information Services, is filling in as Acting Director.

Another staff change has occurred in the Children's Room. We have transformed our Children's Services Librarian into a job-share position. We are trailblazers in this as no other libraries in the area have attempted this staffing technique. In addition to Tricia Perry who has been with us for the past year, we welcome Debra Banna. Between Tricia and Debbie, we will continue to provide the outstanding children's services for which the Sharon Public Library has been known for many years.

The number of items borrowed at the Sharon Public Library during Fiscal Year 2004 including books, videos, audiobooks, magazines, and

toys was 241,441, or 13.77 items per capita. This number represents our continuing annual increase in circulation and is comparable to towns with populations larger by thousands than ours. The Sharon Public Library is an extremely well utilized and valued town department.

The Library increasingly serves as a technology or computer center for many residents. This service is threefold: the Library provides direct Internet access via a number of computer terminals in the building; we also provide wireless Internet access within the building for those with properly equipped laptop computers; and through the Library webpage many traditional services are also provided. The in-house resources range from the library's online catalog to reference databases to word-processing to the vastness of the worldwide web. Many of our catalog services are available at home by going to www.SharonPublicLibrary.org. One can access the online catalog, renew materials, place holds on materials, check the library and community calendars for events and of course link to amazon.com which will yield the library 5% of whatever you spend.

Also new to our online offerings is the Library Calendar and Community Calendar accessible via the library website. You can set up an account or contact the library directly with any event you wish to have posted and, if approved, it will be displayed on the Calendar. This is an easy way to find out what's happening around town.

The Library remained cramped for space in 2004. The Trustees and library staff will continue to work closely with the various committees charged with adding very much needed buildings by either renovation or new construction throughout our town. In the meantime, the Library continues to work toward meeting the public's demand for popular materials and the public's need for space by squeezing additional shelving throughout the building to accommodate its growing collections. Likewise, the physical condition of the aging building has been a concern with resources having to be used to maintain and/or repair one problem after another.

The Library newsletter, *Between the Lines*, continued to find its way into each mailbox in town periodically offering a calendar of events, book review columns, and interesting articles about libraryland and other items of interest.

A successful adopt-a-book fund drive, museum pass program, book buddy program, and library programs have once again proven how remarkable the volunteer-driven Friends of the Sharon Public Library really are. The Friends continued to work for the betterment of the Library by providing funds for the purchase of children's books, audio/visual materials, reference books and even furniture. We thank them sincerely for their support.

In addition to staff efforts, volunteers remained integral to the success of the Library. The Friends have recruited volunteers for and maintain the outreach program, Book Buddies, which pairs a volunteer and a home-bound individual together for library service and

companionship. Elaine Scheier, Sidney Katz, and Ralph Miller have been making telephone calls to notify patrons that their requested materials have arrived at the library. Bernice Levine continued to assist in making new books shelf-ready. Norman Mayer worked hard maintaining order in the oft-unorganized magazine and newspaper collections. In the Children's Room, Shifra Albert Andelman, Erez Bailen, Hadley Chase, Lee Cohen, Elana Furman, Valerie Hill, Krystal Kan, Noah Landy, Marissa Lawn-Klein, Rachelle Landau, Arielle Lurie, Matthew Miller, Henal Motiwala, Aanchal Narang, Aashna Narang, Matthew Perry, Maureen Perry, Meaghan Perry, Jennifer Sviken, John Townsend, Joe Wallan, Liam Waters, Bethany Wendel, and Rachel Zambello are all to be commended for their commitment to making the Children's Room a more inviting space. Our thanks go to all of those mentioned above and to all those other individuals who have contributed in one way or another over the past year to help make the Library the success that it is.

ANIMAL CONTROL DEPARTMENT

Animal Control Officer: Diane A. Malcolmson

Assistant Officers: Paul Spender, Wayne Peck, Christina Sawelski

The Sharon Animal Control is dedicated to providing compassionate care and treatment for all impounded animals, and to the fair and impartial enforcement of animal-related laws. The Department also vigorously promotes the adoption of unclaimed animals and provides educational programs that place emphasis on responsible pet ownership. The Department's goal is to serve and protect the public and promote a safer community through responsible animal ownership and humane care.

CURRENT PROGRAMS/SERVICES:

- Provide traps for catching cats and wildlife in houses
 - Impound loose dogs
- Rabies vaccination and license violation enforcement
- Investigation of animal complaints and neglect cases
 - Issuance of citations and attend court hearings
- 24-hour emergency service for life or health-threatening animal situations
 - General information services
 - Database of lost and found cats and dogs
 - Adoption of dogs and cats from the shelter
- Educate the public on responsible pet ownership

GENERAL INFORMATION:

The Town of Sharon shelters its animals found loose/stray at the Town of Canton's Animal Shelter located behind the DPW building on Bolivar Street in Canton. Animals up for adoption can be viewed during the daytime hours of 9 am to 3 pm or by appointment. Questions regarding a lost or found animal should be left on the Department's phone line at 781-784-1513.

The Animal Control Department also assists in emergency removal of wild animals from homes and sick and/or injured wild animals only.

The Department has one 1993 Ford Econovan equipped with various traps, snares, cages, and other equipment. The vehicle is quite old and has had numerous maintenance problems over the past years.

An ongoing database of lost and found cats/dogs has been quite helpful in successfully reuniting owners with their pets. The Department stresses the importance of keeping cats as indoor pets, thus preventing the loss of them due to coyote attacks, "hit by car," unknown bites (which leads to quarantines), and illnesses resulting in costly veterinary bills.

1,784 dogs were licensed in 2004. Citations were issued to 154 persons for unlicensed dogs which resulted in 3 hearings at the Stoughton District Court for persons still owning unlicensed dogs. Notification for licensing is done annually through the town census. The licensing period for each year runs from January 1st to May 31st.

The Sharon Animal Control Department can be found on the Internet through a very useful and successful site, www.Petfinder.com. This site contains a wealth of information and lists animals, along with their picture, that are up for adoption at the shelter. The Animal Control Department can also be found on the Town of Sharon's Web site, www.townofsharon.net. Here you can find information on the dog/animal by-laws, animals for adoption, wildlife information, licensing, pet care tips, lost and found, and frequently asked questions.

The Department also relies on the donations of supplies (towels, blankets, heartworm pills, dog/cat food, carriers, pet toys, collars, leads, etc.) as well as financial donations payable to the "Town of Sharon Animal Assistance Fund." This fund was established for the further treatment of sick or injured animals received into the shelter as well as for educational materials for the public and financial assistance in spay and neutering of animals.

In October 2004, during the Family Week festivities, the Sharon Dog Park opened. The park is located behind the old Sacred Heart building off East Foxboro Street. The area, which is owned by the Town of Sharon, is approximately 1 acre and is enclosed by a 6-foot-high vinyl-coated chain link fence with double-gated entrances. The park was built using private donations. Please visit the Web site at www.sharondogpark.org. Donations are still being sought for updates such as a kiosk for information purposes as well as for benches and tables inside the park.

SUMMARY:

The Animal Control Department offers service and advice on all aspects regarding animal issues, from routine problems like dogs barking and running loose, to complex problems like wildlife and rabies control. The Animal Control Officer will continue to handle all calls promptly so that the community will have the service and protection to make Sharon a safe and pleasurable place to live.

FORECAST FOR 2005:

The key to lowering adverse animal encounters is education. The Department will again strive to meet with students, parents, and teachers to help them understand the importance of spaying, neutering, and vaccinating pets and how to live with wild and domestic animals safely.

The shelter will be getting a much needed update to its interior dog cages. The work will be performed in the Spring of 2005.

A new Animal Control Vehicle is being requested for 2005 because the present vehicle, which is over 11 years old, has had numerous repairs and loss of service time. A new vehicle will assure the Department as well as the Town that emergency calls will be responded to in a timely fashion.

CIVIL DEFENSE

Michael I. Polimer, Director
Michael S. Corman, Deputy Director
Barry R. Zlotin, Deputy Director

Fortunately there were no incidents requiring Civil Defense activation during the 2004 fiscal year.

Activities like lighting for the Fourth of July celebration, Square Jam, and other community service participation continue to provide the staff with "on the street" training and allow us to use and evaluate our equipment.

The major construction project for 2004 was to customize the 40-foot storage container purchased at the end of the 2003 budget year. This container was painted outside and had ventilation, electricity, and shelving installed within by CD volunteers. The storage space it provides allows us to store two trailer-mounted generators and other equipment under cover, freeing up scarce garage space for workshop projects.

Improvements to our facility included repairs to the air compressor system, including a new compressor pump and more versatile leak-free air plumbing. Wall-mounted air and water reels were installed. The drain for wash tub was replumbed allowing its use after several years of unusability.

The maintenance of our old hand-me-down vehicles continues to occupy much of our time and resources. This year the steel brake lines of our newest vehicle, a 1992 Bronco, burst and were found to be rusted out, requiring replacement of the lines and front brake calipers.

Careful spending during the 2004 budget year allowed CD to purchase, in partnership with the DPW, a new, modern natural gas fired, auto start electricity generator for the building shared by the two

Departments. This replaced an unrepairable WWII era gasoline fired machine. DPW and CD personnel will install it during FY2005.

Civil Defense is Sharon's all volunteer Emergency Management Department that includes people with diverse backgrounds who add valuable experience and knowledge to our team. More volunteers are always needed. Meetings are held every Monday evening at 7:30 in our headquarters located directly behind the Police station. Everyone is welcome and there is no obligation to attend every meeting.

VETERANS' SERVICES

Paul R. Bergeron, Director

The Town of Sharon Veterans' Service Office provides assistance, guidance, and advocacy for Sharon veterans and their families. The office is independent of the United States Government Veterans Administration.

Financial aid or counsel was given by the Veterans' Agent to Sharon resident veterans who had a need and met the Commonwealth of Massachusetts guidelines. Arrangements were made with other agencies for those who did not meet the state criteria.

Veterans or their family members were provided Veterans' services consisting of information, referral, and advice as well as aid in preparation of applications for veterans' entitlements. The service was oriented toward the goal of obtaining veterans' benefits offered by the state or federal government. The applications consisted of one or a combination of entitlements related to medical care, disability, hospitalization, insurance, burial allowance, grave markers, educational opportunities, home loans, pensions, correction of military records, and other veteran benefits.

The Veterans Advisory column in the Sharon Advocate was published on a limited basis. The purpose of the articles was to inform veterans and the community of veterans' issues and activities.

Memorial Day activities were held the Sunday prior to Memorial Day and will continue to be held on that day in the future. The activities consisted of a grave site service held at Rock Ridge Cemetery and a civic ceremony conducted in front of the Town Hall.

Prior to the civic ceremony, there was a short parade through the center of Sharon. At the Town Hall, students from each of the elementary schools read their essays about Memorial Day.

Honor Guards from each of the Sharon veterans' organizations participated in the ceremony conducted at Sharon Memorial Park for deceased veterans on Memorial Day. Honor guards from the Sharon American Legion and the Sharon Veterans of Foreign Wars posts also participated in one of the Memorial Day ceremonies held in Canton, Foxborough, and Walpole.

The Veterans' Agent participated in the Cottage Street Elementary School Flag Day Program, held at the school June 14, 2004. In addition he participated in their Veterans Day Program.

A Flag Day Ceremony and Pledge of Allegiance to the U.S. flag was done the evening of June 14, 2004, at the Sharon Memorial Beach. The Pledge of Allegiance was recited at 7:00 p.m. E.S.T., which is the time designated to have a national observance. Communities are encouraged to hold their ceremonies in conjunction with the program done at Fort McHenry Baltimore, Md. The Boy Scouts from Troop 95 participated in the ceremony.

Active duty men and women as well as those who were released from active duty recently were honored by the Sharon veterans' organizations as part of their Veterans Day Program. A breakfast was held for them the Sunday prior to Veterans Day. The event was held at the Sharon American Legion Post. Sharon Selectmen, Boy Scout and Girl Scout troops participated in the outdoor service conducted prior to the breakfast. Family members were present and recognized since the majority of active duty personnel were not available to be present. The Guest Speaker for the program was a recently retired U.S. Navy Commander of the Submarine Force. He traveled from Groton, Connecticut, to honor Sharon military personnel and address those in attendance.

The names of the fifteen personnel designated Sharon citizens serving on active duty with one of the branches of the United States Military in the year 2004 are:

Lieutenant Colonel Peter Badoian U.S. Army
Chief Ronald Bergeron U.S. Navy
Specialist Benjamin Bradley U.S. Army
Specialist Adam Connell U.S. Army
Lieutenant Amanda de Martin U.S. Navy
Major Francis Doiron U.S. Air Force
Lieutenant Colonel Denise Donovan U.S. Army
Ensign Katie Douglas U.S. Navy
Lieutenant Michael Grahn U.S. Air Force
Petty Officer David Renke U.S. Navy
Specialist Chris Rehrey U.S. Army
Chief Warrant Officer Samantha Taber U.S. Army
Lance Corporal Thomas VanPelt U.S. Marine Corp.
Major Donald Williams U.S. Army
Commander William Wooten U.S. Navy

VETERANS GRAVES

Paul R. Bergeron, Veterans' Graves Officer

Veterans' gravesites were visited during the year. For Memorial Day a flower plant was placed at each veteran's grave. Through-out the

year a small U.S. flag was flown over each veteran's grave located at Rock Ridge and Town of Sharon cemeteries.

Maintenance of the various Town of Sharon cemetery grounds was the responsibility of the Sharon Department of Public Works. The Rock Ridge Cemetery was maintained in an excellent manner by the grounds staff of the Rock Ridge Cemetery Association.

The placement of flowers and replacement of the U.S. flags was accomplished by volunteers from the Sharon American Legion, Veterans of Foreign Wars, American Legion Auxiliary, Ladies Auxiliary of the Veterans of Foreign Wars, Sons of the American Legion, and Girl and Boy Scouts. Various individuals who were not veterans also participated.

The Sharon Jewish War Veterans coordinated with the Sharon Memorial Cemetery staff for placement of U.S. flags at the veterans' gravesites in that cemetery for Memorial Day.

BORDERLAND STATE PARK ADVISORY COUNCIL

Jean Santos

During this past year, the second year of the parking fees set up by the new department of the state, the Department of Conservation and Recreation, there has been some recovery of the previous attendance at the park. Attendance, which had plummeted in 2003, was higher but not at pre-fee levels. Considerable amounts of money (over \$80,000) were collected from the sale of parking passes during the year, but these funds are all turned over to the state coffers. We are trying to persuade legislators to reconsider the funding and allow the individual parks to retain at least some portion of fees collected.

Ellenor Yahrmarkt is still designated as Acting Superintendent, although she has carried on all the head duties for almost two years. There are four people on the staff to cover 77 hours of operation per week, fee collection, maintenance, safety patrol, office duties, rentals, and programs for a 1,700-acre park. If you have visited, you know how impeccably maintained the park is.

A "carry out what you carry in" program is gradually being introduced to various parts of the park. So far it has worked well. Groups now have to follow this policy.

Two old farmhouses on the property have been surveyed by the state, and the council would like to have tenants in each place for safety and maintenance.

The budget has been level-funded although costs have increased substantially. Equipment is sorely needed because the truck for plowing is a 1983 model and the tractor was purchased in 1975. Plowing the roads within the park for skiing and snow-shoeing is impossible. The garage doors were refinished, much painting was done

within the mansion, and landscaping and brush-cutting opened up new areas for hikes. (All these projects done by staff.)

The Governor Ames papers stored at the mansion are finally being archived and will probably be moved to the state archives very soon. Oakes Plimpton was largely responsible for this project.

The Friends of Borderland continue to sponsor and conduct many popular programs, which have been well attended during the past year. Tours are conducted regularly and all programs are well publicized.

Questions or comments are eagerly sought. Please contact your Sharon representative (Jean Santos - 781-784-5835 or jfsant4498@aol.com) or the park office (508-238-6566).

CANOE RIVER AQUIFER ADVISORY COMMITTEE

Wayne P. Southworth, Chair
Gregory Meister, Dave Masciarelli, Sharon Representatives

The Canoe River Aquifer Advisory Committee held 11 meetings during the year. The meetings are rotated within one of the five Member Communities of Easton, Sharon, Foxborough, Mansfield, and Norton.

The meetings are held on the first Thursday of each month between 1:00 p.m. and 3:00 p.m.

The committee held its Annual Canoe River Awareness Day on Saturday, May 15th from 8:30 a.m. to noon at Wheaton Farm on Bay Road in Easton.

A demonstration of Easton's new ultra-violet disinfection technology was presented by Jack Marsh, Easton's water superintendent, at the Wheaton Farm well pumping station.

Committee chairman, Wayne Southworth, presented State Senator Joanne Sprague with a plaque prepared by Leonard Flynn for all of her efforts in supporting our committee.

The water divisions of the five communities provided displays for the event, and canoes were available for the attendees to canoe up the river.

Jennifer Carlino, the conservation agent from Norton, assisted the committee in preparing and sending out proposals for a wildlife habitat evaluation of the Canoe River Aquifer. The committee is still seeking a funding source for this project.

Mansfield member, Leonard Flynn, was honored by his community and the Natural Resources Trust of Mansfield at a dedication ceremony. All conservation land along the Canoe River from East Street in Mansfield to the Norton town line was dedicated as the "Leonard F. and Mary Dee Flynn Conservation Area" by the Mansfield Board of Selectmen,

Mansfield Conservation Commission, and the Board of Directors of the Natural Resources Trust of Mansfield.

The committee sent out a press release urging water conservation within the five communities listing the water use restrictions of each town.

The committee spent the majority of its meetings discussing the Green Belt Project and the efforts to acquire 176 acres from MA highway along Route #495 in Norton. The committee offered special thanks to Senator Sprague and Joe Denneen, from her office, along with Leonard Flynn and Jennifer Carlino for the many letters and meeting attendance to see this project through.

Chairman Wayne Southworth was invited to attend a meeting at the Carver Town office by the Southeast Regional Planning Council to discuss the efforts of the CRAAC in protecting the aquifer over the past 17 years, and discussing our designations of a Federal Sole Source Aquifer and State Area of Critical Environmental Concern (ACEC). The communities within the Plymouth Aquifer are attempting to protect that area from over-development.

Joan Sozio of Foxboro resigned as our delegate to the Federal Safe Drinking Water Act Fees Committee. Joan was honored by the Foxboro Water Department at a testimonial for all her dedication to the community and involvement state wide regarding water supply issues.

Dave DeLorenzo of the Mass. D.E.P. attended our meetings and spoke on the new requirements for water conservation of 65 gallons per capita per day and the growth of the region.

The committee thanked Dr. Philip Barske, who resigned from our committee as one of Easton's representatives. His expertise will be greatly missed.

COMMISSION ON DISABILITY

Sidney J. Rosenthal, Ph.D., Chair,
Shirley Brownstein, Vice Chair, Leslie Kriger, Secy.,
Geila Aronson, Florence Finkel, Chickie Monahan, Susan Myerson,
James Waters, Ph.D.

The Commission met on eight different occasions during the year in order to discuss issues relevant to Sharon's disabled. Meetings were held at the Community Center. Additional site visitations and inspections were also made to businesses throughout the town.

1. At the Commission's request the School Department made some adjustments so that a disabled student would have access to the rest of the building.

2. The special wheelchair donated* to the Recreation Department by the Commission for use at Memorial Beach was used throughout the summer by disabled beach users.
 3. Commission letters of complaint to our federal and state senators and representatives and the Department of Transportation have resulted in 2008 being designated as the date for train station accessibility.
 4. Beech Tree Park and the Dog Park are in compliance and the Commission is working with the DPW to provide handicap parking.
 5. Several accessibility problems (cross walks and curb cuts) have been targeted for resolution with the help of the DPW.
 6. The annual scholarship established in 2003 for a disabled graduating student at the high school was awarded using money from the "ticket fund"*.
 7. Using the "ticket fund"*, several American Sign Language signers were employed by the Recreation Department to aid teaching hearing impaired children to swim.
 8. A sum of money from the "ticket fund"* was donated to the Friends of the Ames Street Playground to aid in the upgrade and purchase of accessible equipment. Similarly, a bench for handicap seating was donated to the Friends of Beech Tree Park and of Dog Park.
- * State statute provides that fines for unlawful parking in handicap spaces go to the Disability Commission in the town where the infraction took place. This money is what the Commission uses to enhance the lives of the disabled in Sharon.

SHARON CONSERVATION COMMISSION

The conservation of natural resources is the fundamental problem. Unless we solve that problem, it will avail us little to solve all others.

--Theodore Roosevelt

Margaret Arguimbau, Chairman
Peter Holden, Janet Dunlap, Hank Langstroth,
Katherine Roth, Stephan Glicken, Stephen Cremer

Greg Meister, Administrator

Irene Nasuti, Secretary

In 2004 the Commission held 23 hearings and issued 17 Orders of Conditions, 6 Certificates of Compliance, 2 Determinations of Applicability, 2 Resource Area Determinations, and 2 Extension Permits.

We thank the Secretary and the Administrator, who has been with us for fifteen years, for their invaluable assistance to the Commission.

The arduous efforts by the Commission and its Administrator to preserve the 340-acre Rattlesnake Hill parcel continue. Unfortunately, although Sharon voters approved the Town's contributing \$7.5 million toward the purchase of the land, the governor and his Chief of Commonwealth Development declined to provide the other half of the \$15 million purchase price and add Rattlesnake Hill to Borderland State Park. An application by the property owner to build 250 housing units was approved for 120 units by the Board of Appeals under the Comprehensive Permit law, M.G.L. 40B, which voids the protections of the Town's Wetlands Bylaw and the Commission's Rules and Regulations if fewer than 10% of a Town's housing units are state-defined "affordable". The applicant filed an appeal of this decision to the state Housing Appeals Committee (HAC).

Another unique conservation area, comprising the 91-acre Town-purchased King Philip's Rock and the 43-acre donated Perkins land, was threatened by proposed development under M.G.L. 40B. The Board of Appeals denied a proposal for 12 houses on contiguous land, which had also been denied by the Planning Board, but in the face of the applicant's appeal to the HAC, the Commission undertook negotiations to reduce the number of houses to 3. The Commission and the Administrator also submitted extensive comments to the Board of Appeals on 40B projects proposed for Old Post Road and Glendale Road. Other high-density projects reviewed were Avalon Bay Local Initiative Project and Hunter's Ridge CSD (Conservation Subdivision Design).

The final purchase of 5 Manor Lane, 3.6 acres off Massapoag Avenue, was accomplished this year by legal settlement of a land use issue regarding a small piece of property by Shaws Plaza. The Commission continued to encourage water conservation and to cooperate in the search for new well sites.

On the Town's Web site (www.townofsharon.net), the Commission's page contains the Wetlands Protection Bylaw, the Commission's Rules and Regulations, and other conservation documents and links, including one to the nonprofit Sharon Friends of Conservation, Inc. (www.sharonfoc.org), which sponsors public trail hikes and other activities to enjoy and protect Sharon's natural resources. It published the alphabet book "Open Spaces, Special Places," illustrated and written by Sharon students, to raise residents' awareness of the importance of conservation and to benefit the Commission's Land Preservation Account.

As we continue our efforts to protect wetlands, land, and water resources in the face of intensive pressures for development, we appreciate the support we receive from the residents. Thank you.

SHARON CULTURAL COUNCIL

Kenneth W. Brody, Chair

The Sharon Cultural Council received \$2,440.00 from the Massachusetts Cultural Council distribution for Fiscal Year '04. About 20 applicants for grants out of 40 who applied were funded by the grant, most receiving only partial awards because of the paucity of funds.

We have had an influx of new members for the upcoming six years--welcome news, for the more members to read grant applications, the more equitable distributions of funds. I am pleased to announce that Georgette Kafka has been appointed Chairperson for the next 6 years, and she will be pleased to have more residents join the Council--it's fun, demands very few hours of commitment, and is necessary for Sharon to keep its status as a Streamlined Local Cultural Council.

All correspondence should be directed to P.O. Box 357, Sharon, MA 02067

THE FINANCE COMMITTEE

Paul Pietal, Chair

David Fixler and Charles Goodman, Vice Chairs

Ira Miller, Clerk

Michael Feldman, Brian Fitzgerald, Kenneth Goldberg, David Hearne, Jonathan Hitter, Gloria Rose, Gregory Sydney

The main function of the Sharon Finance Committee is to consider and review all matters that will be discussed and voted at Town Meeting for the purpose of providing information and making recommendations to Sharon voters. These matters include the Town's finances, proposed changes to town by-laws, zoning articles and petition articles brought before Town Meeting. In making its independent recommendations, the Committee strives to assure that Town services are met in a fiscally prudent manner.

To fulfill this responsibility, prior to Town Meeting, the Finance Committee reviews all town departmental budgets including the School Department and those departments under control of the Board of Selectmen. The Finance Committee has direct oversight of the budgets of the Library, the Board of Assessors, the Board of Health, the Conservation Commission, the Planning Board, the Town Clerk, the Board of Appeals, and several others.

Throughout the year, FinCom members act as liaisons to and sit on various town boards and committees. Annually, the Finance Committee appoints two representatives to serve on both the Capital Outlay Committee and the Priorities Committee.

The Finance Committee takes a townwide approach to financial issues. It is uniquely positioned within the Town to view the overall

financial situation. Its broad membership often lends insight and assistance in many areas. FinCom members are often in attendance at a wide variety of meetings throughout the Town, informing themselves of issues and continually preparing for their oversight role.

All residents are welcome to attend Finance Committee meetings, view them on cable television or on the Internet. Additionally, minutes, agendas and general information can be found on the Town's website (www.townofsharon.net). Columns written by the Finance Committee appear in the Sharon Advocate under the heading of "It's Your Money." Questions and comments can be sent to Town Hall, or e-mail us at sharonfincom@yahoo.com.

GOVERNMENT STUDY COMMITTEE

Anne Carney, Chair

Patricia Zlotin, George Bailey, David Fixler, Andrew Nebenzahl, Gloria Rose

Executive Summary: *The Committee recommended many changes as to how town meeting functions, which have been adopted. The Committee studied different forms of government, and recommends a Council-Manager form for Sharon. The formation of a Charter Commission, which would make that determination, is a critical first step and is recommended by the Committee.*

Since April 2001, the Government Study Committee (the Committee) has been working to develop recommendations to streamline Sharon's government and make it more effective. The Committee first focused on Town meeting itself, often cited as the principal concern of the voters. After numerous public hearings, interviews with various town Boards and Committees, review of changes made in the procedures of other towns, and considerable discussion, the Committee submitted a list of recommendations to the Selectmen and to the Moderator in the spring of 2003, many of which have been implemented.

1. Changes implemented include holding a Special Town meeting regularly in the fall to supplement the annual May meeting; limiting the number of Town meeting sessions to two per week; beginning the meetings an hour earlier (7 PM); and holding the election of town officers following the annual meeting rather than immediately before.

2. Options considered: Limiting the time for debate--tried and abandoned for reasons that met agreement on the part of the Committee. Arranging the warrant article sequence by like topics or by session were deemed unworkable.

3. Citizen suggestions included voting on the entire warrant by secret ballot so as to replace the open meeting; or voting in real time through use of the Internet in conjunction with a locally televised meeting; both options being determined to be outside the scope of the General Laws governing local government.

4. Use of secret ballot to meet the objections of Town Meeting voters who did not wish to receive disapprobation from those who disagreed with their vote was tried and will continue to be available. However, rather than hold a secret ballot to decide on the use of the secret ballot--a two-step procedure--it was decided by the Moderator that a voice or standing vote would be acceptable to decide on a secret ballot since the request to hold a secret ballot could be made by any 10 voters and would thus prolong meetings.

5. The Committee also recommended that voters receive notice of Finance Committee nominations in the warrant or in the newspaper well before the town meeting. Eligibility to vote would remain limited to those in attendance at the first annual meeting.

6. For certain articles, the Committee has also considered having an explanation of an article by the proponent be included in the warrant along with the Finance Committee recommendation.

Future Actions

Massachusetts laws require that any change in the form of government be proposed by a Charter Commission. Sharon does not have a charter and currently operates based on a set of by-laws. Although the Committee examined the three types of government available, no further progress can be made without the creation of a Charter Commission. Therefore, regardless of the question of the ultimate composition of the Town's legislative body (Open Town Meeting, Representative Town Meeting or Council), it is the strong recommendation of the Committee that the town establish a Charter Commission. The purpose of such a commission would be to undertake a comprehensive analysis of the existing makeup of boards and committees in Sharon, which have limited policy development functions, and design, through a newly formed charter, a composition which is better equipped to address governmental issues the town will confront in the 21st century.

The Committee recognized early on that success in achieving a reasonable statistical sample of voters at an open Town meeting would be a failure as far as effective government was concerned since a 50% turnout--the norm for most democratic assemblies-- could not be housed in any form that would allow reasonable debate. A public meeting was held January 22, 2004, and three forms were outlined and compared: Open TM, Representative, and Town Council. Among those attending most favored continuing the Open Form. However, the Committee notes, the majority of those in attendance were "regulars" at Town Meeting or Town officials.

Sharon currently has an Open Town Meeting (OTM) form of government, which means that the business of the Town, including budgets, zoning, and general by-laws, is brought before the voters on an annual basis for discussion and decisions. The town's most important issues are finally enacted at the Town Meeting and yet only a tiny fraction of the town's voters participate. Time constraints often limit the

ability of town boards to effectively review the most complex articles adequately in just two meetings per year. The town also operates without a Charter (a complete and concise set of rules of government) and must rely on by-laws and state enabling laws governing municipalities. The Committee compared the two forms of Town Meeting operative in Massachusetts:

The attributes of an OTM include:

1. Open to all voters (although few avail themselves of this opportunity).
2. Citizens interested in a specific issue can bring supporters with them to vote on the issue.
3. In use, primarily in New England, since before the Revolutionary War.
4. Diffuses responsibility for executive action to various boards -- from Selectmen and School Committee to Finance Committee, joint committees, and separately elected bodies--yet with ultimate responsibility falling to the Town Meeting.
5. Changes to warrant articles and, often, actual final drafts are available only to those who show up at the night of the meeting.

An alternative form of government is a Representative Town Meeting (RTM)--first devised in the early 20th Century when the Town of Brookline realized that the open form was unmanageable. In the RTM voters elect 100 to 250 Town Meeting Representatives, usually by Precinct, who then are the only citizens allowed to vote at a town meeting. Nonvoting citizens and special visitors may address the meeting with the permission of the moderator.

The attributes of a RTM are:

1. Representatives are responsible for informing themselves on the issues, thus likely to make more well-informed choices when voting.
2. More difficult for special interests to dominate an issue - a quorum of 50% of the elected membership must be present.
3. Representatives run from precincts or districts (Note: each precinct in Sharon represents about 2,400 voters). Representatives known to their districts have the best probability of being elected.
4. Serving as Town Meeting members is often a way of creating a reservoir of able and informed candidates for elected and appointive town positions.
5. Meetings are slightly more easily scheduled because cost constraints are not as great.
6. Unless specifically required, voice votes are not recorded and thus true constituent accountability is impossible. Accountability would remain difficult even if recorded (as in Open TM form) because of the dispersed nature of a body numbering in the 100's.
7. Citizens are usually allowed to address the assembly but only representatives may vote.
8. Governmental authority is also dispersed as in the Open TM form.

The Committee determined that confining our comparison of governmental forms to Open Town Meeting and Representative Town Meeting limits the options for real reform. There are several other alternatives available--if voters can overcome the inertia favoring the New England predilection for Town Meeting in one form or another. They are Mayor and Council; and Town Council and Manager.

City government with an elected Mayor-CEO was not deemed appropriate. For example, within the 101 governments in the Boston Metro region one city government stands out as a model: Cambridge--where the mayor is elected from within a Council to preside over a Council elected by a unique system known as Proportional Representation, and the city's day to day operations are managed by a strong City Manager. The "mayor" in Cambridge bridges the gap between School Committee by being the "ex officio" chair of the School Committee but is otherwise a Councilman.

The strong mayor form has an inherent flaw for smaller communities because it is based on finding a suitable executive from within the limited pool of local citizens. On-the-job training limits the efficiency of an elected mayor who must make knowledgeable and responsible decisions in the face of an imminent election. The City Manager unlike the mayor, need not be a resident, and if not rehired is eligible to put his newly acquired "expertise" to use elsewhere.

Therefore, Town Council-Manager form has been selected by five towns in Massachusetts: Watertown, Barnstable, Franklin, Southboro, and in 2004, Palmer. It is the preferred option because 1) it relies on a strong professional manager, 2) provides accountability through actions of a council of 9 to 15 councilors meeting twice a month, 3) uses a time-tested form in common use throughout the rest of the United States and Europe.

Each "city known as the Town of --" has a council that is elected at two year intervals, usually at November elections in the "odd" years. Some have a council that is solely geographically represented, with Watertown combining the two. Watertown, like Cambridge, makes one Councilor a member, ex-officio, of the School Committee. All meet at least twice a month, and make or review appointments to all board, committees, or commissions but have no voice in the appointment of paid employees who are, therefore, accountable to the Town Manager. While some, if not all, give an annual stipend to the Councilors, meeting costs are obviously minimal. The Town Clerk in Barnstable is responsible for the records of the council in that town. Zoning changes are subject to the same notice requirements as in towns and require a 2/3 majority for approval. However, an additional provision mandates a 3/4 vote if petitioned by citizens. All the requirements mandated by Prop 2 ½ remain the same--no increase requiring an override can be adopted without a referendum.

The Town Council form's principal advantages:

- Clear lines of authority.
- Ability to act or react to needs of the citizenry rather than delay to await the schedule of Town Meetings.

- Accountability of councilors--all votes on budgets, appointments, etc. are recorded.
- A time-tested form that is similar to one used in local governments around the world and in the US outside of New England.
- Effective debate is possible with a legislative body of manageable size.

The Town Council form's principal disadvantages:

- The need for obtaining from 9 to 13 committed individuals willing to attend and be informed about local governance issues for not only 25 public meetings per year but subcommittee meetings on Budget, Economic Development, Planning, Transportation, and Housing. (Sharon's hard-working Selectmen, School, and Finance Committees have at least as heavy a schedule.)
- Voter apathy could result in poor representation, although not a problem in the existing Town Council towns.

Ultimately, the form of government that is best for Sharon is up to the citizens after thoroughly reviewing the options on an informed basis. Citizens need to make a decision based on issues facing the community today and in the future, and decide what form of governance best addresses those issues.

Summary: *Although the changes made to the current Open Town Meeting (OTM) process address some of the logistical issues surrounding that body, the Committee feels that the OTM form of government no longer meets the needs of the Town and recommends the formation of a Charter Commission with the hope that it will lead to a council-manager form of government.*

SHARON HISTORICAL COMMISSION and HISTORIC DISTRICT COMMISSION

Gordon H. Hughes, Chair
Robert S. Young, Vice-Chair
Deborah G. Pitman, Secretary
Shirley H. Schofield, David A. Martin
Marie E. Cuneo, Alternate, W. Reese Schroeder, Alternate

Members of the Sharon Historical Commission are appointed by the Board of Selectmen to serve for a term of three years. Meetings are held at Town Hall the second Wednesday of each month with the exception of July and August.

Over the past year the Commission has been active in a number of projects in which historical properties have been faced with the possibility of demolition. Many of these have gone through a public review and have been subjected to the six-month demolition delay by-law. The most notable was the Colonel Ezra Morse House, located at 158 Wolomolopog Street. This house dates back to 1791; it was most

recently known as the "Little House," which was sought after to be the new teen center located on the Deborah Sampson Park property.

The Commission was also diligent in its quest to update the Town of Sharon's inventoried properties list; negotiated the recovery of artifacts from the Town of Dedham; replaced the bicentennial signs located at a number of sites across the town; researched grants, low-interest loans, easements, and other aids for several homeowners in town and for town-owned properties. We also worked closely with the building department and other town boards.

The most notable goal the Commission attained this year was the establishment of a new Historical District, better known as Historic District Three. This new area encompasses the Wilber School site, the Pleasant Street School building, and Morrell Park, which is located adjacent to the Pleasant Street School building.

The Commission will continue to broaden its knowledge of the many older homes and properties located in town and to develop a technical resource for those interested in researching or restoring older homes.

The members of this Commission are an enthusiastic group, working hard to preserve our past for generations to come.

SHARON HOUSING AUTHORITY

Jack Connors, Chair
Ray Wallace, Vice Chair
Edwin Little, Treasurer & State Appointee
Arnold Kublin, Assistant Treasurer
Peter Melvin, Secretary
Jane Desberg, Executive Director
Jill King, Administrative Assistant
JASON Fortier, Maintenance Supervisor
Stephen Eldracher, Maintenance

The Sharon Housing Authority is dedicated to providing low-income housing to the public with preference for residents of Sharon. The Authority provides eighty-eight apartments for elderly and disabled citizens at the Hixson Farm Road complex, six apartments for families at the former Pleasant Street School, and a residential facility on Bay Road which is leased on a long-term basis to the May Center. The Authority has no active Alternative Housing Vouchers at this time. The Authority's funding comes from the Commonwealth of Massachusetts.

During 2004, the Authority was working on two modernization projects using funds from a state grant. The Authority has been in the process of upgrading the septic system and repaving walkways and roadways on Hixson Farm Road. The Authority has also received funds to do a code evaluation and fire safety investigation of its gallery-style apartment building at 26 Hixson Farm Road.

The Department of Housing and Community Development issued several directives during the year, including a universal application and emergency application that the Authority is now using. The board of commissioners voted to adopt new income limits, a wage match policy, and an updated definition of veterans.

Activities at the Hixson Farm Clubhouse have increased with the temporary closing of the Sharon Community Center. The Council on Aging (COA) and various town clubs are using the building. The COA continues to host weekly coffee hours and show monthly movies. English as a second language classes continue to be held at the clubhouse.

Other activities during the year included putting Sharon Housing Authority information on the town Web site, upgrading its accounting system, and conducting a waiting list update.

During its May annual town meeting, the town adopted a Sharon Historic District III. Family housing at the old South Pleasant Street School is part of this district. The district also includes Kate Morrell Park and the Wilbur School.

The Housing Authority gratefully acknowledges the generosity of many organizations in town, including the Council on Aging, the Friends of the Council on Aging, the Sharon Garden Club, Sharon Bridge Club, and the Sharon Community Band. Thank you also to the residents of Sharon for their contributions throughout the year, especially books, magazines, and audio tapes for the library.

The Authority acknowledges the passing of Attorney Frank Sullivan. Mr. Sullivan played an integral role in the establishment of the Authority and housing development. Mr. Sullivan served as an invaluable legal resource to the Authority. His presence and wisdom will be missed.

The Authority welcomed custodian Stephen Eldracher to its staff.

LAKE MANAGEMENT COMMITTEE

Cliff Towner, Chairman
Mike Baglino, David Deitz, Amanda Sloan
Mark Altabet, Mike Goldstein

The Lake Management Committee lost two valuable members this year, Walter Newman (our long-time chair) and Richard Kramer, who between them had over 50 years of accumulated knowledge of our Lake.

Their contributions are too numerous to list here but it is safe to say that the excellent condition of Lake Massapoag today is due in great part to their efforts.

Although the Sharon Planning Board chose not to reappoint them, they represented that board and the Lake Management Committee with class, professionalism, and selfless dedication.

The water quality and health of our Lake remains excellent. Massachusetts Wildlife stocked the Lake three times last year, twice with trout and once with another stocking of tiger muskies.

During 2004 the Lake Management Committee provided advice and consultation as planning was finalized for the last phase of improvements at Memorial Park Beach. This phase includes improved handicap access, further planting of trees and other native plants, and enhancement of the drainage outlet with rockwork and wetland plantings. The project is slated to be finished in 2005.

The Committee is satisfied that the fanwort issue is resolved after three years of removal efforts.

Smallmouth bass continue to thrive and reproduce. They are like the canary in the coal mine, indicating that the Lake's water quality and clarity are excellent. Fewer than one hundred lakes in Massachusetts have good enough water quality to support reproducing populations of smallmouth bass.

The Committee thanks the Sharon Finance Committee for their financial support, Greg Meister and the Sharon Conservation Commission and the Sharon Board of Selectmen for their testimonial acknowledging the decades of valued service rendered to the town by Walter Newman and Richard Kramer as members of the Lake Management Committee.

LOCAL EMERGENCY PLANNING COMMITTEE

Chief Dennis Mann, Chair
Sheila Miller, Secretary

The LEPC conducted four meetings attended by representatives from the municipality, state and local community groups, and Civil Defense (C.D.). Attendance and input from all members of the committee ensure that effective communication and responsibilities are determined pre-event. An "event" includes acts of nature, power outage, train derailment, bioterrorism or even the influenza vaccine shortage.

A table top exercise, Reverse 911 feasibility, and an Emergency Shelter Procedure from C.D. were a few of the accomplishments. The Provisional LEPC application was submitted to the Department of Homeland Security, previously known as MA Emergency Management Agency (MEMA). Approval is pending at this time. In addition to the regularly scheduled meetings, employees were trained at the HazMat awareness level. Each town vehicle was provided with a hazardous material identification book.

METROPOLITAN AREA PLANNING COUNCIL

George Bailey, Representative

This year marked the second for the council under the direction of Mark Draisen. The budget reached balance after several years of deficit and a number of programs were undertaken that represent new responsibilities for the agency.

As specified under the Massachusetts General Laws, the Council is to assist the 101 cities and towns in its defined region to plan regionally, particularly with respect to transportation, housing, land use, water and sewage, and economic development. This year it completed oversight of over 70 Community Development Plans under the Governor's Executive Order 418, assisting directly 20 communities with their plans. This program was completed in June. The MAPC coordinated billing of the state agencies involved in the program, EOT (Transportation), EOEI (Environmental Affairs), DHCD (Communities and Development), and Economic Affairs for the \$30,000 cost authorized for each study. Sharon's CDP was kicked off with first phase contract with MAPC staff.

MetroPlan, the regional plan in currently effect, is used as a basis for local planning grant requests. It is considered to be to insufficiently rigorous if regional and now state objectives for "Smart Growth" are to be achieved. As a result, MAPC embarked on a multi-year effort to develop a regional plan with substantial local support. Entitled MetroFuture, the project has its own Director, Curtis Davis, and began to implement performance goals, initial "visioning", and the development of trend analysis techniques in 2004.

A hitherto minor element of the agency's activities - Collaborative Service Planning - was greatly enlarged when, with the encouragement of the Massachusetts Department of Public Safety, MAPC began a business relationship with the Greater Boston Police Council (GBPC), an association of over 300 municipal, state, federal, and collegiate law enforcement agencies, to perform all of GBPC's purchasing activities estimated at over \$15M annually.

The council also assisted the Metro Mayor's Coalition - CEOs of 10 cities ranging in size from Boston to Chelsea - in seeking and obtaining a \$2M Homeland Security Grant. The coalition also sought diversion of \$20M of Community Preservation Act funds (a temporary surplus) to municipalities who would divert current tax revenues rather than rely on a separate tax assessment as required by the CPA law. When this goal was discussed by the MAPC's legislative committee, it served to underline the importance of the CPA fund and its likely funding of a 100% local match for up to ten years in the future. Communities, including Sharon at its May Town Meeting, voted to seek adoption of CPA, as a result of the MAPC data.

Other MAPC functions such as the Geographic Information Systems department, presently distributing the State Highway Departments high-

quality digital aerial photos called Pictometry, are being utilized by Sharon GIS department. Transportation planning by the Metropolitan Planning Organization resulted in the final scheduling of Sharon's North and South Main Street upgrade now in progress. Other programs include Water Resource studies for the I-495/MetroWest corridor, and a Pre-Disaster Mitigation Plan for nine inner Core communities. Environmental Planning continues with MAPC's review of projects subject to MEPA (Mass Environmental Policy Act), screening for conformance to MetroPlan and the Mapco's Smart Growth Principles.

MAPC's involvement in several programs should be of great interest to Sharon: The Governor's Highway Design Task Force will soon publish a revised Highway Design Manual which is expected to do much to "civilize" our roadway system. The Metro Data Center of MAPC will oversee a statewide Cost of Sprawl study on behalf of the Massachusetts Smart Growth Alliance.

The council's legislative program has become more vigorous. The program during the past legislative year included support for a transportation reform requiring that regional planning agencies are designated the "principal source of transportation planning" for regional projects; funding for Transit Oriented Development (including developments near bus stops); additional money for Chapter 90 and municipal transportation programs; and a statutory commitment to a \$450 million statewide road and bridge program.

MAPC supported the Governor's veto of regulatory impact statements and sought legislative restoration funding to recapitalize the Redevelopment Access to Capital Fund. Both objectives were achieved.

The Commonwealth has yet to pass language related to repeat drunk driving offenders, which will also bring Massachusetts into compliance for federal transportation funding. MAPC priorities that did not pass this Session include the Land Use Reform Act (favored by most suburban Planning Boards); the Livable Communities Act, which promotes regional planning and smart growth and provides resources for better coordination among communities; No Net Loss of Land bill, which ensures mitigation in cases where recreational land is developed. MAPC will continue working to pass laws limiting the amount of phosphorus in household cleaners to a trace amount by 2008; a law to codify existing environmental justice regulations that require additional outreach and enforcement in certain urban areas; and a bill that would strengthen conservation restrictions and agricultural preservation restrictions as tools for preserving land.

In December, MAPC reported on its study of the city and town reaction to Chapter 40R, the Smart Growth Zoning Act, which provides financial incentives for municipalities to zone and then achieve construction of transit-oriented development, including an affordable housing component. Adoption of regulations and further amendment of the law are likely if it is to achieve the objectives of its sponsors.

Sharon's representative continues to serve on the President's Finance Committee, the Legislative Committee, the Executive Committee

(ex-officio), Economic Development Committee, MetroFuture Steering Committee, and the Strategic Planning Committee.

Subregionally, the Three Rivers Interlocal Council (TRIC), a group of 10 nearby communities in the area to discuss planning issues, met nine times during the year. Four of the towns have been petitioning for increasing the priority of the I-95 /Route 128 add-a-lane project, which, however, requires further delaying a number of other regional highway improvements such as improvements to Norwood St. and Massapoag Avenue, and signalization of the Route 27-Edgehill road intersection.

THREE RIVERS INTERLOCAL COUNCIL

This year, the representatives of the 11 communities in the Three Rivers Interlocal Council (TRIC) Subregion met monthly to discuss issues of mutual interest and interlocal significance. The Committee set transportation priorities and ranked projects based upon subregional goals for input to the State funding organization; provided subregional input to the Regional Transportation Plan and ongoing proposals for transportation studies for the region; heard presentations relating to Zoning Reform legislation, demographic/employment projections, and analyses for the region and Chapter 40B Affordable Housing Planned Production Guidelines; were provided with information relating to new aerial photography, Pictometry, available to communities through a Massachusetts Highway Department program; and planned for a subregional Visioning event in conjunction with the MAPC Regional Vision and Growth Strategy. The communities also benefited and learned lessons from each other through monthly discussions.

MASSACHUSETTS BAY TRANSPORTATION AUTHORITY

George Bailey, Representative

The Advisory Board, established under MGL Chapter 161A establishing the MBTA, is important to the citizens of the 175 cities and towns that constitute the "T" district, because it has the power to achieve accountability for its finances and therefore the many capital and operating decisions that affect its budget.

The Sharon designee attended 24 MBTA-related meetings including three business meetings of the full board, Capital Investment Program, Finance Committee, Chair of Commuter Rail Committee, and as board representative to Transit Works and the MBTA Bicycle committee.

The most critical problem facing the Authority this year is related to its operating funds and the inability of the revenue stream devised by the "Forward Funding" legislation to meet the operating needs of the agency as well as eliminating any further system expansion. The Greenbush line construction is finally proceeding with full approval - with costs considerably higher because of litigation with regional opponents, and the second phase of the Silver Line running between South Station and, ultimately, the Logan Airport via the new

Convention Center has opened. Additional expansion is generally regarded as in the best interests of the region - for economic as well as environmental reasons. Such projects as the Urban Ring, the Somerville extension of the Green line, the Commuter Rail service to New Bedford and Fall River, and extension of the Needham line to Millis must be funded from funds appropriated by the legislature.

Economies undertaken from within the Authority are often limited by legislation as well as Trade Union intransigence or both. Each year the MBTA files legislation which would bring it into congruence with other public agencies. The resultant assist to the budget has impressed some of us on the Finance Committee. Accordingly, the committee sought financial and programmatic impacts of the "T"'s legislative program in a meeting in November. The full Advisory Board will be asked to endorse the program at its next meeting so that the full force of the 175 communities of the district can be brought to bear on these issues. In summary, they are:

1. A Tort Cap similar to, even if not at the same level as, that available to the Commonwealth and all its agencies and the cities and towns (\$100,000) would save up to \$45,000,000 in liabilities even if a \$1 million cap were in place.
2. Clarification of sales tax waivers on certain transactions such as insurance broker's fees costing nearly \$300,000 annually. Other exemptions available to the authority should be extended to cover agents of the authority.
3. Health care CO-pay for employees and retirees should be brought in line with the Commonwealth's. In recent years the legislature has limited the MBTA to a continued 0% CO-pay for retirees and 10% for employees while the Commonwealth's standard is set to a minimum of 15%. Since over half of the enormous health care burden at the MBTA is attributable to retirees, this item is critical.
4. Workers' Compensation inequities should be eliminated since the current law governing the MBTA require it to pay benefits to employees retired for disability. No other State or local employee has this same benefit, currently costing \$2 million per year.
5. Exempting the MBTA from the so-called Pacheco law. This law requires the MBTA to show substantial savings, as judged by the State Auditor (a political office), before a contract can be awarded for services that could be conceivably executed by T employees. A number of cases from bus shelter cleaning, disabled bus towing and bus engine overhaul have been challenged successfully by Local 589 resulting in greatly increased costs and in some instances, poorer performance than could have been achieved through competitive bidding.
6. Last but hardly least is the loss of management rights won by reform-minded legislators in 1980, which gave the Authority the right to make assignments, promote, and to fill vacancies using criteria other than exclusive reliance on seniority. In 1995 the legislature with the encouragement of then-Governor Cellucci quietly returned powers to the Union over these normal management prerogatives.

If the region is to continue to rely on the valuable services of an effective transit system, we must be able to expect a reasonably well-run and efficient operation supported by the regions municipal officials and legislative delegation.

NORFOLK COUNTY MOSQUITO CONTROL PROJECT

John J. Smith, Director

The operational program of the Project integrates all proven technologies into an Integrated Pest Management (IPM) system of mosquito control and vector management that is rational, environmentally sensitive and cost effective. All mosquito eggs need water to hatch and to sustain larval growth.

Water Management Activities: An important component of our IPM approach is the management of shallow, standing, stagnant water, and the maintenance of existing flow systems, which if neglected can contribute to mosquito breeding. In addition to normal drainage system maintenance, Project personnel advised residents on removal of water holding artificial containers on their property for the purpose of eliminating potential West Nile virus mosquito breeding habitat.

Drainage ditches checked/cleaned	2,710 feet
Culverts checked /cleaned	80 culverts

Larval Control: Treatment of mosquito larvae during aquatic development is the next most effective control effort. The products used during these applications were Bti and Methoprene.

Spring aerial larvicide applications	918 acres
Larval control--briquette and granular applications	32.52 acres
Rain basin treatments using briquettes (West Nile virus control)	710 basins

Adult Control: The suppression of flying adult mosquitoes becomes necessary when they are numerous, annoying, and/or threaten public health. The product used during these applications was Sumithrin.

Adult control aerosol applications from trucks	13,632 acres
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Surveillance: Surveys, inspections, and monitoring in support of our program include GIS mapping of breeding areas, larval and adult collections, and fieldwork evaluations leading to better water management. West Nile virus and Eastern Equine Encephalitis have been active in Norfolk County over the past several years, which has resulted in an expansion of the surveillance program in collaboration with the Massachusetts Department of Public Health (MDPH), State Laboratory Institute. MDPH has requested that the Norfolk County Mosquito Control Project expand mosquito surveillance across the county for the purpose of detecting viruses in collected mosquitoes as an early warning system for the residents of the county. Considerable

work has been reallocated to these efforts, which is not reflected in this report.

THE PLANNING BOARD

JOEL TRAN, CHAIR
SAMUEL SOLOMON, VICE CHAIR
REGINA MANISCALCO, CLERK
NADINE OSTROW
ELI HAUSER

Birute Ziaugra, Administrative Assistant

The Planning Board met twenty-five times in public session and held nine public hearings. There was one subdivision plan that was submitted in the preliminary stage, and one subdivision that was submitted in the preliminary and definitive stages. Numerous Form A Plans (Approval Not Required) and Sign Approvals were submitted and acted upon.

The subdivision plans that were submitted for action were:

Adeola Meadows, Preliminary Plan - Disapproved
Hunter's Ridge, Preliminary Plan - Approved
Definitive Plan - Pending

There were also several 40B submissions requiring Board attention and comment. These included properties on Edgehill Road (Avalon), Old Post Road, Estates at Borderland (Rattlesnake Hill), and King Philip Estates.

Additional business included acceptance, reduction and substitution of sureties on subdivisions approved in earlier years; meetings with various developers presenting sketch plans for subdivision guidance; and addressing numerous other concerns in various subdivisions.

Other major issues that the Board worked on were possible revamping and reconstruction of the Delapa properties on Pond Street; a cell tower overlay district; possible development of the Gobbi properties in the South Main Street/Old Post Road area; site plan review of the proposed new office building for Elovic Dental; scenic roads and sidewalk hearings; proposed paving of portions of Mountain Street; and interviewing potential candidates for appointment to several Town boards.

Presented by the Board and successfully voted at Town Meeting was the Mixed Use Overlay District By-law. The purpose of this by-law is to promote mixed use development to increase the availability of affordable housing, provide housing alternatives to meet local needs, promote walkable neighborhoods, foster attractive village settings, preserve critical environmental assets and support economic revitalization in the Town Center as well as other commercial, transit-oriented locations.

A good deal of the Board's time was spent on the Hunter's Ridge subdivision, which will be constructed off Lantern Lane. This is the first age-qualified subdivision being built in the Town under the Conservation Subdivision Design (CSD) by-law passed by the Town several years ago. The purpose of the by-law was to provide the developer density bonuses for building an age-qualified development and for providing additional open space. Discussions are ongoing with a final decision to be rendered in the coming year.

The Sharon Planning Board spent much of the year working on a long-range Community Development Plan under the guidelines, and with funding from, Executive Order 418, issued by the Commonwealth of Massachusetts. The Board had started working on this project last year, and after many additional public meetings, saw the project come to fruition with the results being summarized in a report to the Town. The Board developed an impact analysis for 40B regulations on the Town's housing inventory, presented to the Board of Selectmen. The Board worked with Peter O'Cain, Assistant Town Engineer, to identify Town-owned properties that might be used for creating Town-sponsored affordable housing development.

The Board members wish to express their gratitude to Joel Tran for his work on the Board and were pleased that Arnold Cohen was elected to the Board in the spring Town election.

The Board sincerely wishes to express its appreciation and compliments to the other Town Boards, Town employees and the many citizens who have assisted us during the year. In particular, special mention must be made regarding the invaluable contributions made by the Board's Administrative Assistant, Ms. Birute Ziaugra, and the Assistant Town Engineer, Peter O'Cain.

DEPARTMENT OF WEIGHTS & MEASURES

Charles F. Healy, Sealer

During the year 2004, every business establishment within the Town that was using weighing or measuring devices for buying or selling of goods was tested and inspected. The devices being used were inspected for accuracy, adjusted when necessary to bring them within acceptable tolerances, and sealed.

In 2004 fuel tanks making deliveries in the Town were checked for pumps being sealed and accuracy of the delivery slips.

All reports that are required by the Massachusetts General Laws were completed and filed with the State Division of Standards.

Every request to inspect, seal, or adjust new or used weighting or measuring equipment was responded to, and a report on the services rendered was filed.

All the testing equipment that is used to check the accuracy of weighing and measuring devices used by merchants within the Town has been calibrated and certified by the State Division of Standards as being accurate.

There were 123 weighting or measuring devices sealed during the year 2004 that were being used by merchants for the sale of goods or commodities. Inspections of meter's scales and prepackaged goods at fourteen (14) establishments within the Town were made. All fees collected were turned over to the Town Treasurer.

SELF-HELP INC.

Norma Wang, Executive Assistant

During the program year ending September 30, 2004, Self-Help, Inc., received a total funding of approximately \$16.7M and provided direct services to 23,823 limited income households in the area.

In the Town of Sharon, Self-Help, Inc. provided services totaling \$107,402 to 209 households during program year 2004.

Self-Help's total funding of \$16,654,660 does not tell the real value of services delivered to the area as a whole. This funding enabled us to mobilize an additional \$1,448,314 of other community resources such as volunteers, donations of space, and private donations in the form of goods and services. Therefore, the total impact of Self-Help, Inc., during the past program year was \$18,534,048.

In addition, Self-Help currently employs 285 individuals. Many of these individuals are of limited income, and most reside in our service area.

We feel that October 1, 2003, through September 30, 2004, was a successful program year for us because we were able to assist as many individuals and/or families as we did, regardless of the challenges of being a human service provider.

We thank the Board of Selectmen and all the volunteers for helping us to make fiscal year 2004 a successful one.

SOUTH NORFOLK COUNTY ASSOCIATION FOR RETARDED CITIZENS, INC.

William F. Abel, Ph.D., President

With funding through the Sharon School Department, the South Norfolk County Association for Retarded Citizens (SNCARC) provides and supports services to citizens of Sharon who are disabled by mental retardation or other developmental disabilities. SNCARC is a private, non-profit membership-based organization founded in 1954 by local parents. It is today governed by the family members of those individuals we serve and it is with great joy and sense of

accomplishment that we proudly celebrate SNCARC's 50th anniversary. It is a testament to the good works we perform that the town of Sharon, along with the other eleven towns we serve, continues to provide the vital funding support as it has done for so many years.

Our mission is, "To advocate for and provide supports and services to people disabled by mental retardation and other developmental disabilities and to their families."

Supports and services provided by SNCARC to the citizens of Sharon:

Family Support and Respite Care:

SNCARC provides temporary in-home or out-of-home professional care and training for children and adults with developmental disabilities on a planned or emergency basis. It operates after-school and school vacation week programs for children with developmental disabilities. It provides a wide range of support groups for families, and a resource center at our home facility in Westwood.

Family Autism Center:

This program serves individuals with autism and their families with information and referral services, educational services, parent and sibling support groups, and a resource library with Internet access.

Social-Recreational Programs:

SNCARC provides special after-school and evening education classes, sports activities, social clubs and events, and special summer programs for children and adults with mental retardation. A principal component of these programs is one-to-one volunteer friendships (citizen advocacy). SNCARC provides transportation services to these activities.

Advocacy:

SNCARC provides specialized education, information and referral services, social support, as well as legal, financial and other consultation support. This program also provides self-advocacy training to individuals and advocacy support to families with members who are disabled by mental retardation.

Clinical Resource Program:

SNCARC provides behavioral and other psychological counseling for children and adults with disabilities and their families. This program provides individual and group education and training in such subjects as sexuality, weight management, and social skills.

Residential Management:

SNCARC provides Residential Management Services for residential homes and apartments housing individuals with mental retardation.

Day Habilitation/Prevocational Programs:

SNCARC provides educational and therapeutic services for severely and multiply handicapped adults. The program works to help individuals improve their communication skills, physical well being, domestic and self-care skills, community living skills, and social skills. This program includes a component for individuals who are elderly and mentally retarded. Its primary objective is to enable these individuals to continue to maintain their functional and social skills and to meaningfully participate in the life of their community.

Services supported by SNCARC through its affiliate Lifeworks:

Vocational Training and Job Placement Programs:

Lifeworks Employment Services provides vocational rehabilitation for mentally retarded persons age 18 and over. These services include vocational evaluation, work adjustment training, sheltered employment, transitional or supported employment and competitive job placement, and follow-up support.

Residential Programs:

Lifeworks Residential Programs provides home-like environments and supervision, care and training in independent living skills, functional academics, and social skills. These programs include community residences and supervised apartments (both with 24-hour staffing) and cooperative apartments (with staff assistance less than 24 hours per day).

Sharon residents who wish to visit or learn more about our programs or who wish to request services for someone disabled by mental retardation or other developmental disability should contact us at (781) 762-4001 or www.sncarc.org.

SOUTHEASTERN REGIONAL SCHOOL DISTRICT

Mindy M. Kempner, School Committee Member

The Southeastern Regional School District offers twenty vocational/technical training programs at its high school and five post-secondary programs at its technical institute. On October 1, 2004, 1,196 students were enrolled in the high school and 136 students were enrolled in the technical institute. Sharon had 20 students enrolled in Southeastern.

Southeastern Regional is affiliated with the Southern Regional Education Board (SREB) to develop ways to improve the delivery of vocational-technical education to our students. The SREB and their High Schools That Work (HSTW) program is a nationally recognized school reform network. Much of the improvements of Massachusetts Comprehensive Assessment System (MCAS) scores, including increased promotion, retention, and graduation rates for Southeastern students are the result of improvements that were initiated through the HSTW program. The HSTW reform initiative is funded through grants from the Massachusetts Department of Education under the Comprehensive School Reform program. The teacher-led HSTW team developed an action plan

for the next three years focusing on reading, writing, and mathematics and an Advisor/Advisee program for incoming students. Teachers and administrators from Southeastern Regional shared their successes through presentations at the HSTW national conference this year.

Southeastern Regional continues to receive grants from a variety of state and federal sources that augment local funds to improve and expand the education services we provide. Southeastern continues its collaboration with MY TURN, a private nonprofit organization based in Brockton, providing students with school-to-career activities.

Southeastern Regional graduated 234 students, the highest number of graduates in the past ten years. Students from the Class of 2004 were required to pass the Massachusetts Comprehensive Assessment System (MCAS) for graduation. Ninety-seven percent of the class received diplomas after meeting this requirement. Placement records indicate that 96.1% of the Class of 2004 were placed in full-time jobs or had elected to pursue post-secondary education.

Program Advisory Committees met in November to discuss and provide recommendations for curriculum, instruction, and equipment improvements to allow each program to meet industry standards. These committees, made up of industry representatives, parents, and students met again in April to discuss their conclusions and make recommendations to the Southeastern Regional School District Committee. These recommendations are the basis for the continuing improvement of programs at Southeastern.

The Southeastern Technical Institute continues to operate five, full-time day programs: Licensed Practical Nursing, Medical Assisting, Administrative Office Technology, Dental Assisting, and Heating, Ventilation and Air Conditioning (HVAC). The Technical Institute works closely with the business community to assure students' skills match the skills required by employers. The strongest labor market demand in this area continues to be in the health care field.

The Evening School has expanded to four nights, Monday through Thursday. We continue to recruit new evening school teachers and look for new programs. Classes range from one-night seminars to two- and three-night-per-week courses. Special computer courses for seniors are also offered. The Technical Institute is interested in offering additional customized training programs to business and industry.

SOUTHEASTERN REGIONAL SERVICES GROUP

Lara Ramey Thomas
Regional Administrator

The Southeastern Regional Services Group has enjoyed another productive year providing valuable services to its seventeen member communities.

With the announcement in January of Regional Administrator Catherine Salisbury's intention to retire, much of the first half of the year was spent redefining a job description, recruiting and interviewing suitable candidates, and finalizing an employment agreement for the position. In May, Lara Ramey Thomas was offered and accepted the position. She began her duties in August.

This year there was also a great deal of activity on a new initiative for SERSG - a special project involving the City of Taunton and Towns of Easton, Raynham and West Bridgewater named the Pipeline Project. The project was initiated as a response to Aquaria Water's plans to build a desalinization plant in Dighton with a 16 mile long 20-inch diameter pipeline connecting the plant to the City of Brockton which has been in need of a supplemental supply of water for some time. Since Aquaria proposed to locate a large portion of the pipeline in the public ways in Taunton, Raynham, Easton and West Bridgewater, the municipalities are understandably concerned about overseeing that the pipeline is installed in the public roadways in accordance with the existing Street Opening Bylaw and in a way that will minimize impact to communities, especially since this is not a Public Utility but rather a private company seeking to make a profit from this project by using the public ways to conduct their business. The communities also want to sure that there is agreement among all parties involved regarding responsibility for maintenance.

A Supplemental Agreement was developed by the Regional Administrator and signed by the four involved municipalities and a Pipeline Committee composed of representatives from each municipality began meeting every other week on the project. Later in the year a finance and administration agreement between SERSG and Aquaria was developed whereby Aquaria would provide funding for SERSG to hire an engineering firm to review the pipeline route and operations plans, work with the committee members and consultants to guide the committee through the street opening application process, and provide general administrative support to the committee. Through an RFP process, engineering firm Dufresne-Henry was selected to undertake an initial engineering review of the proposed pipeline route which took place in September. At the end of the year, Aquaria was in the process of trying to alleviate some of the problems reported by Dufresne-Henry along the route of the Pipeline in Taunton and Raynham.

In response to federal mandates regarding stormwater management, the regional administrator developed a Model By-Law Regulating Storm Water Discharges Generated by Construction Activity, and subsequently worked with seven municipalities to develop stormwater brochures which were distributed early in the year. Other assistance on this topic was also provided including hosting EPA engineer David Gray at the March SERSG Highway Superintendents meeting to provide details about Phase II Construction General Permit Requirements.

Spring was busy with two SERSG cooperative procurements for fiscal year 2005. Twelve SERSG member municipalities participated in the IFB for Paper Supplies and eight members joined the DPW Supplies cooperative procurement.

We closed the year with our fall cooperative procurement for DPW Services in which fifteen of the seventeen member communities participated. The estimated value of this procurement for fourteen different DPW services is more than \$6.5 million.

After a state-wide price survey, cost savings for member communities for DPW Supplies and Services for Fiscal Year 2005 were developed and estimated to total more than \$650,000. Of the fifteen communities who participate in one or both of the cooperative DPW procurements, the average savings for FY05 was more than \$45,000.

The Regional Administrator also began quantifying in the fall the substantial savings achieved off the list price of office supplies through the SERSG Office Supply contract with Staples. For July through September alone, the sixteen municipalities in the contract saved almost a quarter of a million dollars off list prices on office supplies.

SHARON STANDING BUILDING COMMITTEE

Joel Wolk, Chairman, Deborah Benjamin, Vice Chairman
David Belton, William Croteau, Frederick Clay, Gordon Gladstone,
Richard Slater, Colleen Tuck, Greg Waugh, Richard Goldstein

Maureen Doherty, Administrative Assistant

The Sharon Standing Building Committee concentrated its efforts during 2004 on the completion of the additions and renovations to both the East Elementary School and resolution of claims at the Cottage Street Elementary School. The committee also completed work on the design of the Wilber Municipal Building Project and worked on a smaller contract at the Sharon Middle School.

The start of the 2004-2005 school year at the East Elementary School saw the completion of the existing building renovation and the end of major construction in the building and on the site with final Punch list and completion work in progress up through the end of the year. The completion of this project has been delayed for over 6 months due to unanticipated and pending project issues. The final project has been well received with all new renovated classrooms and toilet facilities, an elevator, a new gym with a wood sports floor available for community use, a new permanent library and a renovated kitchen. The entire heating and ventilating system and electrical system have been replaced or renovated and the entire building meets all current building and fire codes.

The Committee was in constant negotiation on the Cottage Street Elementary School with the General Contractor, D. F. Pray Company regarding project closure issues. Numerous claims were asserted by the parties and a project closure agreement was finally achieved through formal mediation under the General Contract at the end of the year. The Committee worked with special Town Counsel, Pat Costello, in successfully resolving these issues.

The Architect and Construction Manager for both school projects are, respectively, Strekalovsky Hoit Raymond and Heery International. The support and assistance of the Sharon School Department and the respective school Principals contributed greatly to our success at both projects. We were especially grateful for the assistance of the Director of School Facilities, Ken Wertz, who was instrumental in resolving a number of difficult problems.

Other projects the Committee was responsible for included:

Design, bidding and construction administration of asbestos abatement and replacement of the vinyl floor tile in the Sharon Middle School. The Sharon School Department assumed primary management of this project.

Negotiation of additional services for the redesign and review of the proposed Senior Center at Deborah Sampson Park.

Preliminary studies of a proposed project to renovate the heating and ventilating system at the Sharon Middle School.

Associate voting members represented proponents of the various projects that are under the management of the Sharon Standing Building Committee and included Donald Gilligan from the Sharon School Committee and Arnold Kublin from Council on Aging. The Sharon Standing Building Committee also bid farewell to one of their permanent members, Brian Pariser, who served the committee well with his legal knowledge. Three new members have joined the Committee: Rich Slater, Colleen Tuck, and Greg Waugh. The Committee normally meets on alternate Tuesday nights, as posted, and has an office that is staffed with a part time administrative assistant at the Sharon Community Center.

WATER MANAGEMENT ADVISORY COMMITTEE (WMAC)

Michael Birschbach, Chair
Lealdon Langley, Paul Lauenstein, Richard Mandell,
Robert McGregor, Len Sekuler, Mike Sherman,
Jack Sulik, Cliff Towner

The WMAC met 14 times in 2004. The minutes are available at www.townofsharon.net.

In December the WMAC adopted a new mission statement: "The mission of the Sharon Water Management Advisory Committee is to advise the Water Commissioners with respect to water-related issues."

The WMAC also voted to focus on three priorities: new wells, emergency backup, and water quality. With respect to new wells, the focus will be on identifying and evaluating all prospective well sites in Sharon, and securing those with potential. With respect to emergency backup, the focus will be on establishing a connection to an outside source of water that could be quickly tapped and provide significant quantities

of water for a sustained emergency. With respect to water quality, the focus will be on iron and manganese removal and nitrate mitigation.

The WMAC produced a water bill insert that will appear in water bills in 2005 to assist residents in evaluating their own water consumption relative to the state guideline of 65 gallons per capita per day. The WMAC will continue to review and recommend strategies for water conservation in Sharon.

Zoning Board of Appeals

Daniel Rosenfeld, Chairman

John Lee, Secretary

Richard Powell and Janis Edinburgh, Regular Members

Walter Newman and Lee Wernick, Alternate Members

Stacy Wagner, Administrative Secretary to the Board

The Zoning Board of Appeals met 24 times during 2004. In the course of those meetings, 41 applicants came before the Board requesting either a special permit or a variance. Of the 41 cases heard, 36 were granted, 3 were denied and 2 are still under review. Chairman Edward Hershfield left the ZBA after many years of dedicated service to the Town of Sharon. The ZBA misses Ed's expertise and guidance.

During 2004, many meetings were consumed with applications pursuant to Massachusetts General Laws, Chapter 40B. Three applications were heard by the ZBA for the "King Philip Property" located on Mansfield Street, the property located on Old Post Road bordering Walpole and the property located between Glendale Road and Billings Street. The "King Philip Property" project of 12 single-family homes on 10 acres was denied due to safety concerns. The Old Post Road project, 66 units on five acres was approved with conditions by the ZBA. The Glendale project is still under review.

After minor revisions by the applicants, many of the residential applicants were approved by the ZBA. The goal of the ZBA is to work in a cooperative manner with all applicants in a manner that suits the needs of the Town.

The Board wishes to express its appreciation to the other town boards and town employees for their support and assistance during the year, especially in their assistance and input on the 40B applications. It is due to their help that the Board is able to render its decisions in an informed and expeditious fashion.

TOWN OFFICIALS AND COMMITTEES

ACCOUNTANT	JOAN M. LEIGHTON	2007
SELECTMEN APPOINTED	EILEEN M. GENERAZZO - ASST.	2006
3 YEAR		
ADMINISTRATOR	DONALD HILLEGASS	
DATA PROCESSING SYSTEM		
SELECTMEN APPOINTED		
ANIMAL CONTROL OFFICER	DIANE MALCOLMSON	2005
SELECTMEN APPOINTED		
1 YEAR TERM		
APPEALS BOARD	JOHN LEE	2006
SELECTMEN APPOINTED	DANIEL ROSENFELD	2007
3 YEAR TERM - 3 MEMBERS	JANIS EDINBURGH - ALTERNATE	2005
	WALTER NEWMAN - ALTERNATE	2006
	RICHARD A. POWELL	2007
	LEE WERNICK	2005
ASSESSORS	ELLEN WOLFSON ABELSON	2007
ANNUAL ELECTION	RICHARD B. GORDEN	2006
3 YEAR TERM	PAULA KEEFE - CHAIR	2005
ADMINISTRATIVE ASSESSOR	MARK MAZUR	2005
BOARD OF ASSESSORS APPOINTED		
1 YEAR TERM		
AVALON BAY/GOODBAND PROPERTY	JOHN DAVIS	PAUL GATEWOOD
CITIZENS ADVISORY COMMITTEE	DAVID LEDERER	CHARLES LOGAN
SELECTMEN APPOINTED	ROBIN STEWART	
BOARD OF HEALTH	DR. ELIZABETH BARNETT	2007
SELECTMEN APPOINTED	ANNE BINGHAM - CHAIR	2005
3 YEAR TERM	JONATHAN GOLDBERG	2005
	SHERWIN GOODBLATT	2006
	SUSAN OSGOOD PECK	2007
BURIAL AGENT	MARLENE B. CHUSED	
BOARD OF HEALTH APPOINTED		
CABLE TV OVERSIGHT COMMITTEE	CHARLES I. LEVINE - CHAIR	2005
SELECTMEN APPOINTED		
CANOE RIVER AQUIFER ADVISORY	GREGORY MEISTER	2007
COMMITTEE	DAVE MASCIARELLI	2007
SELECTMEN APPOINTED		
3 YEAR TERM		

CAPITAL OUTLAY COMMITTEE		
TOWN ADMINISTRATOR	BENJAMIN E. PURITZ (ex officio)	
1 MEMBER SELECTMEN	WALTER B. ROACH, WILLIAM HEITIN	
TREASURER	ROBERT J. UYTTEBROEK (ex officio)	
SELECTMEN APPT. CHMN	PAUL LINEHAN - CHAIR	
SCHOOL COMM. APPT. 2	JANE FURR	SAMSON LIAO
PLANNING BD. APPT. 2	ELI HAUSER	REGINA MANISCALCO
FINANCE COMM. APPT. 2	JONATHAN HITTER	DAVID HEARNE
CIVIL DEFENSE	MICHAEL POLIMER - DIRECTOR	2005
SELECTMEN APPOINTED	MICHAEL CORMAN - DEPUTY DIRECTOR	
	BARRY ZLOTIN - DEPUTY DIRECTOR	
COMMISSION ON DISABILITY	GEILA ARONSON	2005
SELECTMEN APPOINTED	SHIRLEY BROWNSTEIN	2005
3 YEAR TERM	FLORENCE S. FINKEL	2005
	LESLIE S. KRIGER	2006
	CHICKIE MONAHAN	2007
	SUSAN MYERSON	2006
	SIDNEY ROSENTHAL - CHAIR	2005
	ELIZABETH RUBIN	2006
	JAMES WATERS	2006
CONSERVATION COMMISSION	MARGARET ARGUIMBAU - CHAIR	2005
SELECTMEN APPOINTED	STEPHEN CREMER	2006
3 YEAR STAGGERED TERMS	JANET DUNLAP	2005
IRENE NASUTI - SEC	STEPHAN GLICKEN	2005
GREG MEISTER - OFFICER	PETER HOLDEN	2006
	HANFORD G. LANGSTROTH	2007
	KATHERINE ROTH	2005
CONSTABLES	JOSEPH S. BERNSTEIN	2005
SELECTMEN APPOINTED	NEIL J. MCGRATH	2005
3 YEAR TERM	ROBERT MCGRATH	2005
	LEONARD E. SEGAL	2005
	DANIEL SIRKIN	2005
COUNCIL FOR THE AGING	ELLEN BENDER	2006
SELECTMEN APPOINTED	MILLIE BERMAN	2007
3 YEAR STAGGERED TERMS	FAYE BERZON	2007
	ELLIOT FELDMAN	2005
	REUBEN A. HERMAN	2005
	ARNOLD KUBLIN - CHAIR	2007
	HYMAN LAMB	2007
	ROBERT B. MAIDMAN	2006
	SHEILA PALLAY	2007
	LILLIAN SAVAGE	2005
	MARILYN J. STEWART	2006
COUNCIL FOR THE AGING		
DIRECTOR	NORMA FITZGERALD	
DEPUTY COLLECTOR	PETER RYAN	2005
APPOINTED BY COLLECTOR		

DESIGNER SELECTION COMMITTEE FOR COMMUNITY CENTER PROJECT SELECTMEN APPOINTED	JAY BRONSTEIN - ALT DAVID I. CLIFTON NORMA S. FITZGERALD DAVID HEARNE ERIC R. HOOPER ARNOLD KUBLIN STEPHEN LESCO SHEILA PALLAY - ALT BENJAMIN E. PURITZ RICHARD RICE GREGORY WAUGH	
DEVELOPMENT & INDUSTRIAL COMMISSION SELECTMEN APPOINTED MEETINGS - 4TH TUESDAY 5 YEAR TERM	ALAN D. LURY	2006
FENCE VIEWER SELECTMEN APPOINTED	EDWARD WELCH	2005
FINANCE COMMITTEE ANNUAL TOWN MEETING 3 YEAR STAGGERED TERMS MARLENE HAMILTON - SEC	CHARLES M. GOODMAN KENNETH R. GOLDBERG MICHAEL S. FELDMAN BRIAN F. FITZGERALD DAVID FIXLER DAVID HEARNE JONATHAN C. HITTER IRA H. MILLER PAUL PIETAL - CHAIR GLORIA J. ROSE GREGORY T. SYDNEY	2006 2007 2006 2007 2005 2005 2006 2006 2005 2007 2005
FINANCE COMMITTEE NOMINATING MODERATED APPOINTED 1 YEAR TERM	ALICE CHEYER JANIS EDINBURGH EUGENE ELLIS II DAVID FIXLER COREY SNOW	2005 2005 2005 2005 2005
FIRE CHIEF SELECTMEN APPOINTED	DENNIS MANN	
GOVERNMENT STUDY COMMITTEE 3 YEAR TERMS MODERATOR APPT 1 - 1 YR SCHOOL COMM APPT 1 - 2 YRS PERSONNEL BRD APPT 1 - 3 YRS SELECTMEN APPT 2 - 3 YRS FINANCE COMM APPT 2 - 2 YRS PLANNING BOARD APPT 1	GEORGE B. BAILEY ANDREW NEBENZAHL DAVID HEARNE ANNE CARNEY - CHAIR, PATRICIA ZLOTIN COLLEEN TUCK DAVID FIXLER SAMUEL ZISBLATT	

HEALTH AGENTS

BOARD OF HEALTH APPOINTED

ADMINISTRATOR	LINDA ROSEN	
FOR ENGINEERING	JAMES ANDREWS	
FOR SANITARY INSPECTIONS/ ENFORCEMENT	JACK LAPUCK, R.S., D.Sc.	
ASSISTANT FOR SANITARY INSPECTIONS/ ENFORCEMENT	SHEILA MILLER, RNC	

HISTORICAL COMMISSION & HISTORIC DISTRICT COMMISSION SELECTMEN APPOINTED	MARIE CUNEO - ALT BRENT GUNDLAH - ALT GORDON HUGHES - CHAIR DAVID A. MARTIN DEBI PITMAN SHIRLEY SCHOFIELD REESE SCHROEDER - ALT ROBERT S. YOUNG	2005 2006 2006 2005 2006 2006 2005 2005
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HOUSING AUTHORITY ANNUAL ELECTION 5 YEAR TERM	ARNOLD M. KUBLIN JACK CONNORS - CHAIR PETER CLARK MELVIN D. LURAY WALLACE EDWIN S. LITTLE - GOV. APPT.	2006 2008 2009 2005 2008
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HOUSING PARTNERSHIP COMMITTEE SELECTMEN APPOINTED	JANE DESBERG ALAN D. LURY	2007 2006
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INSPECTORS- SELECTMEN APPOINTED OF ANIMALS OF BUILDINGS OF PLUMBING & GAS OF WIRING	EDWIN S. LITTLE JOSEPH X. KENT EDWARD FORSBERG JAMES B. DELANEY
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LAKE MANAGEMENT STUDY COMMITTEE - 5 YEAR TERM SELECTMEN - APPT 2 CONSERVATION CO - APPT 2 PLANNING BOARD - APPT 2	DAVID DEITZ MICHAEL BAGLINO CLIFFORD TOWNER - CHAIR, AMANDA SLOAN MICHAEL GOLDSTEIN MARK ALTABET
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LIBRARY DIRECTOR	KIP ROBERSON
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LIBRARY TRUSTEES ANNUAL ELECTION 3 YEAR TERM	SANDRA HIRSH GOVERMAN ROBERT A. LEVIN MARCIA C. LIEBMAN ABIGAIL MARSTERS - CHAIR PAT OLKEN ALYSSA S. WIENER	2005 2006 2006 2005 2007 2007
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LOCAL EMERGENCY PLANNING COMMITTEE	DENNIS MANN - CHAIR PHYLLIS BERNSTEIN JANE DESBERG ALLEN GARF JOHN GUIOD DAVE MASCIARELLI JOHN MCGRATH GREG MEISTER SHEILA MILLER BILL PETIPAS MIKE POLIMER MEG VERRET KEN WERTZ	
LONG-RANGE PLANNING TASK FORCE	GEORGE BAILEY - CHAIR PHILIP KOPEL PAT ZLOTIN DAVID STRAUS	
MAPC REPRESENTATIVE METROPOLITAN AREA PLANNING COUNCIL	GEORGE BAILEY	2005
MEASURERS - 1 YEAR TERM SELECTMEN APPOINTED OF LUMBER OF WOOD & BARK	JOSEPH PETROSKY ROBERT MORSE	2005 2005
MODERATOR ANNUAL ELECTION 3 YEAR TERM	PAUL E. BOUTON	2005
NORFOLK COUNTY ADVISORY BOARD SELECTMEN APPOINTED	EDWIN S. LITTLE	2005
PARKING OFFICER SELECTMEN APPOINTED	ROBERT UYTTEBROEK	
PERSONNEL BOARD MODERATOR APPOINTED 3 YEAR STAGGERED TERMS	DAVID BELL ED CONNELLY JANIS EDINBURGH DENNIS FRIEDMAN LEONARD D. SACON GREG SYDNEY	2007 2006 2005 2005 2007 2006
PLANNING BOARD ANNUAL ELECTION MEETINGS/TUESDAYS 7:30 SEC/BIRUTE ZIAUGRA 5 YEAR TERM	ARNOLD E. COHEN ELI M. HAUSER REGINA MANISCALCO NADINE H. OSTROW SAMUEL B. SOLOMON - CHAIR	2009 2008 2006 2007 2005
POLICE CHIEF	JOSEPH S. BERNSTEIN	

PRIORITIES COMMITTEE		
2 SELECTMEN	WALTER J. ROACH	DAVID GRASFIELD
2 SCHOOL COMM MEMBERS	ANDREW NEBENZAHL	DONALD GILLIGAN
2 FINANCE COMM MEMBERS	CHARLES GOODMAN	DAVID FIXLER
PUBLIC WORKS	ERIC HOOPER	
SUPERINTENDENT		
RECREATION COMMITTEE	MITCHELL BLAUSTEIN	2005
SELECTMEN APPOINTED	GARY BLUESTEIN	2007
3 YEAR STAGGERED TERMS	JAY BRONSTEIN	2006
MEETINGS-FIRST MONDAY	MICHAEL GOLDSTEIN	2006
	MICHAEL GINSBERG	2007
	CORRINE HERSHMAN	2007
	STEPHEN LESCO	2006
	RICK SHANTZ	2006
	BENJAMIN PURITZ	
RECREATION DIRECTOR	DAVID I. CLIFTON	
SELECTMEN APPOINTED	JACK CONNORS - ASSISTANT	
RECYCLING ADVISORY COMM	GEORGE ARONSON	
SELECTMEN APPOINTED		
REGISTRARS OF VOTERS	MARLENE B. CHUSED	2005
3 YEAR TERM	GEORGE BAILEY	2005
	ANNE M. CARNEY	2007
	RONALD ROGERS	2006
SCHOOL COMMITTEE	MITHCELL BLAUSTEIN - CHAIR	2006
ANNUAL ELECTION	JANE A. FURR	2006
	DONALD D. GILLIGAN	2005
	SAMSON S. LIAO	2005
	ANDREW NEBENZAHL	2007
	SUZANNE GERVAIS PEYTON	2007
SEALER OF WEIGHTS	CHARLIE HEALY	2005
& MEASURES - 1 YR TERM		
SELECTMEN - 3 YR TERM	DAVID I. GRASFIELD	2006
ANNUAL ELECTION	WILLIAM A. HEITIN	2007
MEETINGS/TUESDAYS 7:30	WALTER B. ROACH - CHAIR	2005
SHARON CULTURAL COUNCIL	ELIZABETH DAVIS	2006
SELECTMEN APPOINTED	KERSTIN E. GALLANT	2006
2 YEAR TERM	GEORGETTE KAFKA	2005
	ROBERT LEVIN	2007
	REISA MARLOWE	2005
	DOUGLAS MCDUGAL	2006
	GLORIA ROSE	2006
	MILDRED TOBOLSKY	2006
	SUSAN WALSH	2006

SHARON HIGH SCHOOL EXPANSION COMMITTEE	PAUL BERGERON PHILLIP S. CHAPMAN PETER EVANS PAUL JAMES	SAMSON S. LIAO FRANK VANZLER EDWARD WELCH LINDA LURIE
SIGN REVIEW COMMITTEE SELECTMEN APPOINTED 3 YR TERM	JOHN E. PRENDERGAST	2005
SOUTHEASTERN REGIONAL VOCATIONAL TECHNICAL SCHOOL REPRESENTATIVE ANNUAL ELECTION/4YR TERM	MINDY MARCIA KEMPNER	2008
STANDING BUILDING COMMITTEE APPOINTED BY STANDING BUILDING COMMITTEE SELECTION COMMITTEE	DAVID BELTON DEBORAH BENJAMIN FREDERICK CLAY WILLIAM CROTEAU GORDON GLADSTONE RICHARD GOLDSTEIN LINDA LURIE TIMOTHY QUIRK RICHARD SLATER COLLEEN M. TUCK GREGORY B. WAUGH JOEL WOLK	2006 2005 2005 2006 2005 2005 2005 2005 2007 2007 2007 2006
STANDING BUILDING COMMITTEE SELECTION COMMITTEE	MARC BLUESTEIN	2005
SURVEYOR OF LUMBER SELECTMEN APPOINTED	JOSEPH PETROSKY	2005
TOWN ADMINISTRATOR	BENJAMIN E. PURITZ	
TOWN CLERK ANNUAL ELECTION 3 YEAR TERM	MARLENE B. CHUSED BETH A. KOURAFAS - ASSISTANT	2005 2005
TOWN COUNSEL	RICHARD GELERMAN	2005
TOWNWIDE COMPREHENSIVE FACILITIES PLANNING COMMITTEE	MICHAEL A. BASKIN - CHAIR ANN V. BEACH PHILIP KOPEL SAUL NAMYET PATRICIA ZLOTIN	
TRANSPORTATION ADVISORY BOARD SELECTMEN APPOINTED 3 YEAR STAGGERED TERMS	GEORGE BAILEY NANCY RUBENSTEIN ARTHUR STEIN - CHAIR DAVID STRAUS	2007 2005 2006 2007

TREASURER-COLLECTOR	ROBERT J. UYTTEBROEK	2006
SELECTMEN APPOINTED		
ASSISTANT TREASURER	JUDITH K. DOO	2006
ASSISTANT COLLECTOR	ELIZABETH SIEMIATKASKA	2006
TREE WARDEN	KEVIN WEBER	
SELECTMEN APPOINTED		
TRUSTEES SHARON FRIENDS	ELEANOR M. HERBURGER	
SCHOOL FUND	CORRINE HERSHMAN	
SELECTMEN APPOINTED	PRISCILLA LEVENSON	
	JOSEPH PETROSKY	
	ROBERT UYTTEBROEK	
DORCHESTER & SURPLUS	GEORGE E. DONOVAN	
REVENUE FUND	FRANCIS I. SULLIVAN	
	ROBERT UTYEBROEK	
EDWARD H. TALBOT FUND	ALBERT F. BLACKLER	
	ELEANOR M. HERBERGER	
	JAMES J. TESTA	
VETERANS AGENT, GRAVES	PAUL BERGERON	2005
OFFICER & BURIAL AGENT		
SELECTMEN APPOINTED		
VETERANS ADVISORY	PAUL BERGERON - DIRECTOR	
COMMITTEE		
SELECTMEN APPOINTED		
WATER MANAGEMENT	MIKE BIRSCHBACH	2006
ADVISORY COMMITTEE	LEALDON LANGLEY	2005
	PAUL LAUENSTEIN	2006
	RICHARD MANDELL	2006
	RORY MCGREGOR - CHAIR	2006
	LEONARD SEKULER	2005
	MICHAEL SHERMAN	2007
	JOHN A. SULIK	2005
	CLIFFORD TOWNER	2007
WILBER SCHOOL	MICHAEL BASKIN	
REDEVELOPMENT COMMITTEE	DAVID DEPREE	
	CRAIG EDWARDS	
	JAMES B. GLASER	
	JAMES GOLDSMITH - CHAIR	
	DAVID GORDON	
	MARILYN KAHN	
	ROBERT LEVIN	
	MARCIA LIEBMAN	
	MELISSA SHEA MILLS	
	REESE SCHROEDER	
	JOEL TRAN	

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